

In The Matter Of:

Ismael v.

Roundtree, et al.

Richard Roundtree

December 8, 2023

Regency-Brentano, Inc.

13 Corporate Square

Suite 140

Atlanta, Georgia 30329

404.321.3333



REGENCY-BRENTANO, INC.

Certified Court Reporters

Min-U-Script® with Word Index

Page 2

1 APPEARANCES OF COUNSEL

2

3 On behalf of the Plaintiff:

4 DOUGLAS R. KERTSCHER, ESQ.
5 Hill, Kertscher & Wharton, LLP
6 365 Cumberland Boulevard
7 Suite 1050
Atlanta, Georgia 30339
770-953-0995
drk@hkw-law.com

8 On behalf of the Defendants:

9 RANDOLPH FRAILS, ESQ.
10 TAMEKA HAYNES, ESQ.
11 Frails & Wilson, LLC
12 211 Pleasant Home Road
13 Suite A1
14 Augusta, Georgia 30907
15 (706) 855-6715
16 randyfrails@frailswilsonlaw.com
17 thaynes@frailswilsonlaw.com

18

19

20

21

22

23

24

25

			Page 4
1			
2			
3		INDEX TO EXHIBITS	
4	Plaintiff's Exhibit	Description	Page
5			
6	P-3	Investigative Summary	48
7	P-21	E-mail 9/28/21, 12:21 p.m.	77
8	P-27	E-mail 11/3/21, 1:07 p.m.	96
9	P-30	Personnel Board Hearing Video Clip	64
10	P-31	Disciplinary Report Series	80
11	P-32	4.0 Conduct	86
12	P-33	E-mail 9/24/23	42
13	P-35	E-mail 11/3/21, 1:03 p.m.	97
14	P-36	E-mail 11/3/21, 3:18 p.m.	98
15	P-37	E-mail 11/3/21, 6:00 p.m.	99
16	P-39	RCSO Performance Appraisal Report	37
17			
18	(Electronic copies of Plaintiff's Exhibits		
19	Numbers 3, 21, 27, 31 through 32, 35 through 37, and		
20	39 have been attached to the original transcript.		
21	Plaintiff's Exhibit Number 30 has been retained by		
22	counsel.)		
23			
24			
25			

<p style="text-align: right;">Page 5</p> <p>1 PROCEEDING</p> <p>2 MR. KERTSCHER: This will be the deposition of</p> <p>3 Sheriff Richard Roundtree, taken for discovery and</p> <p>4 all purposes allowable under the federal rules.</p> <p>5 We're going to reserve objections today except</p> <p>6 as to the form of the question and responsiveness of</p> <p>7 the answer, as we've done throughout this case. Is</p> <p>8 that agreeable, Counsel?</p> <p>9 MR. FRAILS: It's agreeable.</p> <p>10 MR. KERTSCHER: Thank you.</p> <p>11 Let's swear the witness, please.</p> <p>12 RICHARD ROUNDTREE,</p> <p>13 having been first duly sworn, was examined and testified</p> <p>14 as follows.</p> <p>15 CROSS-EXAMINATION</p> <p>16 BY MR. KERTSCHER:</p> <p>17 Q. Sheriff Roundtree, good morning. Have you been</p> <p>18 deposed before?</p> <p>19 A. I have.</p> <p>20 Q. How many times do you think you've been deposed?</p> <p>21 A. At least a dozen.</p> <p>22 Q. And how many times have you testified in court?</p> <p>23 A. Several hundred.</p> <p>24 Q. Thank you. And I understand that you have been</p> <p>25 the sheriff in Richmond County for eleven years; is that</p>	<p style="text-align: right;">Page 7</p> <p>1 A. That's correct.</p> <p>2 Q. Okay. What was the highest rank you attained?</p> <p>3 A. I was investigator/sergeant over homicide.</p> <p>4 Q. And so how long have you known</p> <p>5 Lieutenant Jenkins?</p> <p>6 A. Probably since '97 --</p> <p>7 (Zoom "recording" message.)</p> <p>8 COURT REPORTER: You can go ahead.</p> <p>9 THE WITNESS: -- oh. Since '97 after the</p> <p>10 consolidation.</p> <p>11 Q. (By Mr. Kertscher) And, again, the recording</p> <p>12 message interfered with your answer. Since when?</p> <p>13 A. After the consolidation in '97. I met him when</p> <p>14 APD merged with the Richmond County Sheriff's Office. It</p> <p>15 was either late '96 or early '97.</p> <p>16 Q. All right. So you've worked with him for</p> <p>17 approximately 25 years, roughly?</p> <p>18 A. If that math adds up.</p> <p>19 Q. All right. How would you describe your</p> <p>20 relationship with Lieutenant Jenkins over those 25 years?</p> <p>21 A. We were very good friends.</p> <p>22 Q. As part of being "very good friends," how often</p> <p>23 do you socialize or otherwise see Lieutenant Jenkins</p> <p>24 outside of work?</p> <p>25 A. In '97, we were partnered up several times on</p>
<p style="text-align: right;">Page 6</p> <p>1 right?</p> <p>2 A. That's correct.</p> <p>3 Q. Prior to becoming sheriff, did you serve with</p> <p>4 the Richmond County Sheriff's Department?</p> <p>5 A. That is correct.</p> <p>6 Q. Tell me about that.</p> <p>7 A. I actually started with the Augusta Police</p> <p>8 Department in 1993. When it consolidated in '96, I merged</p> <p>9 into the sheriff's office.</p> <p>10 I served in the sheriff's office from '96 to</p> <p>11 2009. Then I went over to the school board, and came back</p> <p>12 to the sheriff's office in 2013 as sheriff.</p> <p>13 Q. And I'm sorry, sir. I'm losing kind of every</p> <p>14 other word that you're saying.</p> <p>15 Where did you say you went in 2009?</p> <p>16 A. Richmond County school board as head of security</p> <p>17 operations. I came back to the sheriff's office in 2013</p> <p>18 as sheriff.</p> <p>19 Q. Back to the sheriff's office when?</p> <p>20 A. January 1, 2013.</p> <p>21 Q. Thank you.</p> <p>22 So how long have you known -- so I understand</p> <p>23 your testimony, you served with the Richmond County</p> <p>24 Sheriff's Department. What was the highest rank from '96</p> <p>25 to 2009 before you were sheriff? Is that right?</p>	<p style="text-align: right;">Page 8</p> <p>1 the crime suppression team. Since being sheriff in 2013,</p> <p>2 maybe three or four times in the last eleven years.</p> <p>3 Q. All right. You said three or four times?</p> <p>4 A. Since I became sheriff, outside of work. Prior</p> <p>5 to that, we were partners on the crime suppression team, so</p> <p>6 we partnered up a lot.</p> <p>7 Q. Right. How long were you partners with</p> <p>8 Lieutenant Jenkins?</p> <p>9 A. If we met in '97 on crime suppression -- I got</p> <p>10 promoted to investigations in 2000, so we were partners for</p> <p>11 two to two-and-a-half years.</p> <p>12 Q. But after you were in the investigations</p> <p>13 department, did you continue to work with</p> <p>14 Lieutenant Jenkins in some kind of close capacity?</p> <p>15 A. We were both on the SWAT team together.</p> <p>16 Q. Very good. Were you involved in a decision to</p> <p>17 promote Lieutenant Jenkins to the head of the SWAT team?</p> <p>18 A. No. That came through operations. The</p> <p>19 recommendation is made through operations, and then I</p> <p>20 either agree or disagree. But I was not directly with the</p> <p>21 decision to promote him to head of SWAT.</p> <p>22 Q. I understand. Do you remember when that was?</p> <p>23 A. I do not.</p> <p>24 Q. And you certainly accepted the recommendation to</p> <p>25 make him head of the SWAT department; right?</p>

Page 9

1 A. That is correct.
 2 **Q. Have you -- how long have you known**
 3 **Sergeant McCarty?**
 4 A. He used to work with investigations. When I was
 5 with the sheriff's office, we both worked investigations
 6 at the same time, so maybe 2003 or '04 when I worked
 7 directly with him in investigations. He went back to
 8 operations, and we didn't have a whole lot of contact.
 9 But I first met him and worked with him in the early
 10 2000s.
 11 **Q. Okay. And he continues here as a sergeant, in**
 12 **December of 2023, about 20 years later, I think, in the**
 13 **internal affairs department; is that right?**
 14 A. He's a lieutenant in the road patrol division
 15 now.
 16 **Q. Okay. How would you describe your relationship**
 17 **with Lieutenant McCarty?**
 18 A. I don't have direct -- as colleagues. When I
 19 became sheriff in 2013, as sheriff. He's one of my
 20 employees.
 21 **Q. How long have you known Colonel Chew?**
 22 A. Probably since the early 2000s when I was
 23 promoted to investigations. He was already in
 24 investigations. It was 2001 or 2002 when I was promoted
 25 to violent crimes, and he was in that division.

Page 10

1 **Q. So approximately 21 years that you've known**
 2 **Colonel Chew?**
 3 A. If that's the math, yes.
 4 **Q. How would you describe your relationship with**
 5 **Colonel Chew over the years?**
 6 A. Again, we were partners in investigations for
 7 awhile. We were friends, and we worked closely together
 8 at times on violent crime cases.
 9 **Q. Thank you, sir.**
 10 **Were you responsible for promoting Colonel Chew**
 11 **into what I'll call the executive leadership team? You**
 12 **may have another name for it, but were you part of that**
 13 **decision?**
 14 A. That is correct.
 15 **Q. When did you decide to promote him to your**
 16 **executive leadership team?**
 17 A. When I first came on in 2013, Colonel Chew was
 18 in investigations. He got switched to my internal affairs
 19 division when I became sheriff. Then he eventually went
 20 back to investigations.
 21 When my colonel, Colonel Partain, left two years
 22 ago, that's when Colonel Chew was put in that role. He
 23 was major over investigations, and then he ascended to
 24 colonel when Colonel Partain, who was over admin services,
 25 retired.

Page 11

1 **Q. And what was your involvement in him ascending**
 2 **to the executive leadership team?**
 3 A. Myself and Colonel Partain and
 4 Chief Deputy Patrick Clayton were coming up with a
 5 succession plan because we knew Colonel Partain was going
 6 to retire.
 7 Major Chew was over investigations at that time,
 8 and he then assumed the role of lieutenant colonel over
 9 operations and investigations for a one-year extension
 10 plan that -- continuity of leadership that he would ascend
 11 to that role after Colonel Partain left. So that was a
 12 one-year process.
 13 **Q. All right. And so the closest members to you on**
 14 **the executive leadership team would then be Colonel Chew**
 15 **and Mr. Clayton?**
 16 A. At the time now, Patrick Clayton is resigning.
 17 So he will no longer be part of the executive leadership
 18 team. As of present day, it's myself,
 19 Chief Deputy Patrick Clayton, and Colonel Chew.
 20 **Q. And you work closely on a day-to-day basis with**
 21 **Colonel Chew; is that right?**
 22 A. For the last two years, that is correct.
 23 **Q. And he was in that position within the executive**
 24 **leadership team in the fall of 2021; is that true?**
 25 A. I believe that is correct.

Page 12

1 **Q. Okay. When is Mr. Clayton's resignation**
 2 **effective?**
 3 A. The 31st of this month.
 4 **Q. I see. And is he retiring, or is he going to**
 5 **another department?**
 6 A. He's retiring.
 7 **Q. I see. In the time that you've been sheriff,**
 8 **what is your involvement -- we'll start kind of broadly**
 9 **and get more specific. What is your involvement in**
 10 **internal affairs complaints against your officers?**
 11 A. Anytime a complaint is made in internal affairs
 12 against one of my officers, I'm made aware of the
 13 investigation. It's assigned to an internal affairs
 14 investigator. As the investigation progresses, I'm
 15 briefed along with the executive leadership team.
 16 Once the investigation has come to a conclusion,
 17 that report is sent up through executive leadership, the
 18 colonel, the chief deputy, and, then, to me, for a final
 19 recommendation based on the investigation.
 20 **Q. All right. And there are two internal affairs**
 21 **investigations involved in this case. The first one is**
 22 **against Lieutenant Jenkins, and the other one that was**
 23 **made on the 27th, I suppose, is against Deputy Ismael.**
 24 **Were you kept apprised of those complaints and**
 25 **investigations as part of the normal processes and**

Page 13

1 procedures that you just described?

2 A. That's correct.

3 Q. We'll come back to that in a minute.

4 How many internal affairs complaints are going

5 on where you -- well, let me go back to it this way. How

6 many internal affairs complaints do you typically see per

7 year in your department?

8 A. That's hard to say. I couldn't narrow it to a

9 number.

10 Q. Is it more or less than 10?

11 A. Officers or just internal affairs complaints? I

12 get a lot of internal affairs complaints, so are you

13 specifically limiting it to officers?

14 Q. Yeah. Let's say limited to officers.

15 A. Ten would be a reasonable number.

16 Q. And of those internal affairs complaints against

17 officers, how many are typically made by other officers?

18 A. That's difficult to say.

19 Q. Okay. We'll come back to that.

20 I want to go back to your answer a minute ago

21 when I asked you about how you were apprised of internal

22 affairs complaints. You said that you're briefed as the

23 investigation goes on.

24 Does that mean that somebody comes and talks to

25 you? Does that mean somebody sends you documents? When

Page 14

1 you're briefed about the continuing investigation, how

2 does that look?

3 A. We're still talking about against officers;

4 correct?

5 Q. Yes.

6 A. Typically what happens is the lieutenant in

7 internal affairs comes to my office and says, "We have a

8 complaint or investigation about this officer. I just

9 want to let you know we're going to start an

10 investigation."

11 Then I say, "That's fine. Keep me posted."

12 If anything significant happens, then they come

13 to my office and brief me in person.

14 Q. When a complaint is made, they come and make the

15 verbal disclosure to you about the new complaint; is that

16 right?

17 A. That's correct.

18 Q. All right. And, of course, you then have the

19 opportunity to ask them questions and understand further

20 what the nature of the complaint is, I guess; right?

21 A. That is correct.

22 Q. And I assume that you're diligent in

23 understanding what complaints have been made against your

24 officers; right?

25 A. That is correct.

Page 15

1 Q. All right. When the investigation is concluded,

2 how are you apprised of that, and do you need to sign off

3 on the conclusions of that internal affairs investigation?

4 A. It all depends if the allegation was founded or

5 unfounded.

6 Q. Tell me about that.

7 A. If an investigation is unfounded, then I usually

8 get a verbal briefing that the complaint was made, we

9 looked into it, and it was unfounded. It ends with that,

10 and internal affairs does whatever paperwork they do to

11 unfind it.

12 If the complaint is founded and a disciplinary

13 action is suggested, then, again, that goes through the

14 colonel first. He reviews it, and either agrees or

15 disagrees with the recommendation that is made or makes a

16 subsequent recommendation.

17 It's then passed over to the chief deputy who

18 does the same. Finally, it's forwarded to me to make a

19 final decision on the status of that case.

20 Q. All right. In the fall of 2021, who were the --

21 well, did you follow -- strike that.

22 Who were the individuals involved in the

23 Internal Affairs department of the

24 Richmond County Sheriff's Department in the fall of 2021?

25 A. Repeat the question, please.

Page 16

1 Q. Yeah, sure. Can you tell me all the people

2 working in the Internal Affairs department in the fall of

3 2021?

4 A. If I'm not mistaken, at that time, it was

5 Captain Glen Rahn who was the head of the division,

6 Lieutenant Kimberly Lee, Sergeant William McCarty, and, I

7 believe, Sergeant Caleb Lee.

8 Q. And who oversees Lieutenant Rahn? Who is his

9 supervisor?

10 A. Internal affairs reports directly to the

11 executive leadership team.

12 Q. And that would be you and Colonel Chew?

13 A. And Chief Deputy Clayton.

14 Q. Now, in this case, an internal affairs complaint

15 was made against Lieutenant Jenkins on or about

16 September 20th of 2021. Does that sound right to you?

17 A. I can't testify to the date, but that sounds

18 correct.

19 Q. And it was made to Lieutenant McCarty; is that

20 right?

21 A. I believe that's correct.

22 Q. Okay.

23 A. Let me clarify. I don't know if it was made to

24 him, but I believe it was assigned to him to

25 investigation. I don't know exactly who it was made to.

<p style="text-align: right;">Page 17</p> <p>1 Q. All right. Fair enough.</p> <p>2 How was it that, then, where there was a --</p> <p>3 well, how often do internal affairs complaints get</p> <p>4 initiated by anonymous phone calls?</p> <p>5 A. Again, are we referring to officers?</p> <p>6 Q. Yes, sir.</p> <p>7 A. Not many.</p> <p>8 Q. And is that because anonymous phone calls,</p> <p>9 people not wanting to put their name behind a phone call,</p> <p>10 might lack credibility?</p> <p>11 A. I couldn't testify as to why anonymous phone</p> <p>12 calls are made or not made.</p> <p>13 Q. Just based on your investigative experience,</p> <p>14 sir, how credible is an anonymous phone call to you?</p> <p>15 A. Based on the specifics of the information that's</p> <p>16 given. I worked homicide for 10 years and received</p> <p>17 numerous anonymous phone calls.</p> <p>18 If they're vague in nature, then, of course,</p> <p>19 they don't have much credibility to it. But if they're</p> <p>20 very specific in allegations that can be verified, they're</p> <p>21 of much more value.</p> <p>22 Q. Fair enough, sir. Thank you.</p> <p>23 When an anonymous phone call was received from</p> <p>24 the Richmond County Sheriff's Department by the executive</p> <p>25 leadership team, by the way, Colonel Chew, on the 27th,</p>	<p style="text-align: right;">Page 19</p> <p>1 A. That is correct.</p> <p>2 Q. What do you do to make sure you're exercising</p> <p>3 the serious responsibility in a cautious and diligent way?</p> <p>4 A. Can you repeat that and be a little more</p> <p>5 specific, please?</p> <p>6 Q. All right. Sure.</p> <p>7 What do you do to make sure that you exercise</p> <p>8 your responsibility to fire someone -- that you do that</p> <p>9 diligently?</p> <p>10 A. Well, one of the things that we did when I</p> <p>11 became sheriff is created the progressive discipline form,</p> <p>12 whereas, again, I have final authority, but many</p> <p>13 supervisors review the complaint prior to it getting to</p> <p>14 me.</p> <p>15 Each one of them has an opportunity to review</p> <p>16 the information, make a recommendation to either agree</p> <p>17 with the recommendation that is provided or to give an</p> <p>18 alternate recommendation, and then it is passed up.</p> <p>19 I review all of those prior to seeing what the</p> <p>20 majors and lieutenants have recommended. Then I read it</p> <p>21 and go over all of it. Then I make a final determination</p> <p>22 as to what is best for this agency moving forward.</p> <p>23 Q. All right. And you just said that you "go over</p> <p>24 all of it." Tell me what you do to go over all of it</p> <p>25 before deciding to fire someone.</p>
<p style="text-align: right;">Page 18</p> <p>1 what was the process by which that was assigned to someone</p> <p>2 in internal affairs?</p> <p>3 A. I can't testify to that because I didn't receive</p> <p>4 the call. That would be a better question for</p> <p>5 Colonel Chew.</p> <p>6 Q. Right. How was it that Sergeant McCarty, the</p> <p>7 same person who was investigating Deputy Ismael's</p> <p>8 complaint against Lieutenant Jenkins, was also assigned to</p> <p>9 the anonymous complaint made against Ismael on the</p> <p>10 27th of September?</p> <p>11 A. Again, I can't testify to that.</p> <p>12 Q. And is it your testimony that that decision on</p> <p>13 who to assign that to was likely made by Colonel Chew?</p> <p>14 A. It was more likely made by Captain Rahn, who was</p> <p>15 the head of internal affairs at the time, but I can't say</p> <p>16 that with all certainty. More than likely, it's assigned</p> <p>17 by the division commander.</p> <p>18 Q. All right. I understand that you have final</p> <p>19 authority to terminate an employee and, specifically, an</p> <p>20 officer; is that correct?</p> <p>21 A. That is correct.</p> <p>22 Q. And do you take that seriously?</p> <p>23 A. I do.</p> <p>24 Q. Do you believe that's an important duty for you</p> <p>25 as the sheriff?</p>	<p style="text-align: right;">Page 20</p> <p>1 A. They bring me a file that, again, has been</p> <p>2 reviewed by my executive leadership team. I review all of</p> <p>3 those documents. Then, based on what is presented to me,</p> <p>4 I make a final recommendation as to what is best for this</p> <p>5 agency moving forward.</p> <p>6 Q. Okay. And do you ever inquire about the</p> <p>7 documents or inquire about witnesses that are presented in</p> <p>8 the documents? Do you ever your internal affairs, "Hey,</p> <p>9 did you talk to this guy? Hey, what about this?"</p> <p>10 A. On certain occasions, yes.</p> <p>11 Q. Okay. And that's part of what you do to be</p> <p>12 diligent before you decide to take the ultimate penalty</p> <p>13 and fire someone; is that right?</p> <p>14 A. If I have questions, yes.</p> <p>15 Q. Okay. What do you remember about a prior</p> <p>16 harassment investigation, prior to Ismael's complaint,</p> <p>17 against your friend, Lieutenant Jenkins?</p> <p>18 A. Harassment as to what specifically, sir?</p> <p>19 Q. Was there harassment involving a lady?</p> <p>20 A. You still have to be more specific.</p> <p>21 Q. Okay. You don't remember any -- we can get you</p> <p>22 some documents for that, sir, if you'd like to see them,</p> <p>23 but you don't remember any prior, prior to 2021,</p> <p>24 investigation and complaint against Jenkins for</p> <p>25 harassment?</p>

<p style="text-align: right;">Page 21</p> <p>1 A. Yes. But, again, you have to specific.</p> <p>2 Q. Tell me what you remember, sir.</p> <p>3 MR. FRAILS: I'm going to object to the form of</p> <p>4 the question.</p> <p>5 THE WITNESS: If you give me a specific case, I</p> <p>6 will tell you what I can remember about the specific</p> <p>7 case.</p> <p>8 Q. (By Mr. Kertscher) Yes, sir. I am asking you</p> <p>9 about a specific case of a harassment allegation made</p> <p>10 against Lieutenant Jenkins.</p> <p>11 A. Can you identify the person you're speaking of,</p> <p>12 sir?</p> <p>13 Q. I cannot right now. I'm just asking you what</p> <p>14 you remember about any prior complaint.</p> <p>15 A. I remember there had been a complaint against</p> <p>16 Lieutenant Jenkins involving an employee. But, again, you</p> <p>17 have to be specific as to which employee you're talking</p> <p>18 about so I can tell you what I remember about that</p> <p>19 specific complaint. But if you ask me was there a prior</p> <p>20 complaint about him and a female employee, that is</p> <p>21 correct.</p> <p>22 Q. Yes, sir. Do you remember that complaint</p> <p>23 against him by a female employee?</p> <p>24 A. I remember a complaint.</p> <p>25 Q. All right. What do you remember about it?</p>	<p style="text-align: right;">Page 23</p> <p>1 THE WITNESS: Repeat the question.</p> <p>2 Q. (By Mr. Kertscher) Do you remember -- you've</p> <p>3 testified that you were both friends with and also the</p> <p>4 employer of Lieutenant Jenkins; is that true? Do you</p> <p>5 recall that testimony from about 10 minutes ago?</p> <p>6 A. That is correct.</p> <p>7 Q. All right. So that same Lieutenant Jenkins, do</p> <p>8 you remember any discipline that has been issued against</p> <p>9 him as the result of any internal affairs complaint prior</p> <p>10 to the fall of 2021?</p> <p>11 A. I do.</p> <p>12 Q. Tell me about that. Tell me what you remember.</p> <p>13 A. The most recent was that he was having</p> <p>14 inappropriate conversations with a subsequent employee,</p> <p>15 which resulted in his demotion.</p> <p>16 Q. And when did that occur?</p> <p>17 A. Within the last two years.</p> <p>18 Q. So we're sitting here in December of 2023. Are</p> <p>19 you saying that occurred sometime between 2021 and 2023?</p> <p>20 A. That is possible. I don't have the documents in</p> <p>21 front of me. But at one time, he was a captain. He got</p> <p>22 demoted back to a lieutenant. I can't give you the</p> <p>23 specific dates, though.</p> <p>24 Q. Okay. When did you become aware of the</p> <p>25 EEOC complaint filed in this case by Deputy Ismael?</p>
<p style="text-align: right;">Page 22</p> <p>1 A. Again, you have to be specific about the</p> <p>2 complaint.</p> <p>3 Q. The only one that you remember, sir. I'm not</p> <p>4 trying to ask you to create something that's not in your</p> <p>5 memory. Just tell me what you remember about that prior</p> <p>6 complaint.</p> <p>7 A. Again, you have to be specific because it's not</p> <p>8 just one complaint.</p> <p>9 Q. What are the other complaints against</p> <p>10 Lieutenant Jenkins that you're aware of, sir, before 2021?</p> <p>11 A. Same question. You have to give me a specific.</p> <p>12 Q. Okay. Do you believe there were multiple</p> <p>13 internal affairs complaints made against</p> <p>14 Lieutenant Jenkins prior to the fall of 2021?</p> <p>15 A. That is correct.</p> <p>16 Q. Do you recall any discipline levied against your</p> <p>17 friend, Lieutenant Jenkins, (cross talk).</p> <p>18 MR. FRAILS: I'm going to object to the form of</p> <p>19 the question.</p> <p>20 MR. KERTSCHER: -- in any of the prior internal</p> <p>21 affairs complaints that were made against him?</p> <p>22 THE WITNESS: Against my employee,</p> <p>23 Lieutenant Jenkins?</p> <p>24 MR. KERTSCHER: Sure. Your employee, Lieutenant</p> <p>25 Jenkins.</p>	<p style="text-align: right;">Page 24</p> <p>1 A. Counsel made me aware of it.</p> <p>2 Q. Do you remember the approximate date of that?</p> <p>3 A. I do not.</p> <p>4 Q. Okay. When did you become aware of the lawsuit,</p> <p>5 the lawsuit filed by Deputy Jenkins. Did you become aware</p> <p>6 of that when you received service of process of the</p> <p>7 lawsuit?</p> <p>8 A. You said by Deputy Jenkins? Did you misspeak?</p> <p>9 Q. I'm sorry. By Deputy Ismael. When did you</p> <p>10 become aware of Deputy Ismael's lawsuit?</p> <p>11 A. When counsel made me aware of it.</p> <p>12 Q. And, again, you don't remember the date of that,</p> <p>13 do you?</p> <p>14 A. I do not.</p> <p>15 Q. Okay. So I appreciate you telling me about the</p> <p>16 complaint against Jenkins in the last two years. The</p> <p>17 focus of my questions about this were complaints against</p> <p>18 Jenkins prior to the spring of 2021.</p> <p>19 Do you remember harassment or other complaints</p> <p>20 made against Jenkins prior to the fall of 2021?</p> <p>21 A. I remember one was eight or nine years ago when</p> <p>22 he made a disparaging comment to a female employee.</p> <p>23 Q. And what do you remember was the outcome of that</p> <p>24 complaint against -- do you remember what the disparaging</p> <p>25 comment was?</p>

Page 25

1 A. It was something about the size of her rear end.
 2 **Q. And what do you remember being the outcome of**
 3 **that investigation against Lieutenant Jenkins?**
 4 A. I can't recall the disciplinary action.
 5 **Q. Do you remember the name of the person that made**
 6 **that complaint?**
 7 A. I do not.
 8 **Q. Okay. All right.**
 9 **When you receive an internal affairs**
 10 **recommendation from your staff to fire someone, do you do**
 11 **any investigation on your own at times?**
 12 A. Only if I have follow-up to the file that's been
 13 presented to me.
 14 **Q. Do you ask questions?**
 15 A. If I have any.
 16 **Q. All right. And what else do you do to satisfy**
 17 **yourself that the recommendation made to you is the right**
 18 **one?**
 19 A. Again, I rely on my executive leadership team's
 20 opinion, what comments they may put into the report.
 21 Based on my reading the report, I make the final
 22 recommendation based on what I think is best for this
 23 agency moving forward.
 24 **Q. All right. I want to talk a little bit about**
 25 **off-site training of your officers. It's common for your**

Page 26

1 **officers to be sent off site for training; is that true?**
 2 A. That is correct.
 3 **Q. And that includes a training site in**
 4 **Forsyth, Georgia; is that true?**
 5 A. That is correct.
 6 **Q. And, in fact, you send many deputies. One**
 7 **number I've heard in this case is over 80 deputies a year**
 8 **that you send to Forsyth for training.**
 9 A. I can't testify to the number.
 10 **Q. Okay. And have you yourself gone to Forsyth for**
 11 **training?**
 12 A. In the last 30 years, yes.
 13 **Q. All right. How many times?**
 14 A. I couldn't say.
 15 **Q. More or less than five?**
 16 A. More.
 17 **Q. More or less than ten?**
 18 A. In my 30-year career? More.
 19 **Q. More or less than 15 times have you gone to**
 20 **Forsyth for training?**
 21 A. That's cutting it close now.
 22 **Q. All right. We'll stick with 15 then. Did you**
 23 **drive your County-issued patrol car to the Forsyth**
 24 **training each of those 15 times?**
 25 A. I've done both, driven my County-issued and

Page 27

1 personal vehicle.
 2 **Q. Okay. And I understand that when your officers**
 3 **go to Forsyth for training, they can go for as long as a**
 4 **week; is that right?**
 5 A. Some for a week. I've been gone for two weeks.
 6 **Q. Okay. And those officers -- while your gone to**
 7 **Forsyth to training, you're paid for your whole day of**
 8 **work; is that right?**
 9 A. That is correct.
 10 **Q. And you're paid the full day whether the**
 11 **training runs the full day or not; is that right?**
 12 A. That is correct.
 13 **Q. Sometimes the training can go long, sometimes**
 14 **the training ends early at Forsyth; isn't that true?**
 15 A. Well, let me qualify it with the fact that I
 16 haven't been to Forsyth in about 20 years. When I went
 17 though, yes, that's correct. I don't know what the policy
 18 is now.
 19 **Q. Fair. And in your department, while you're**
 20 **sheriff, your deputies are not required to report in or**
 21 **hit a time clock or keep any kind of time sheet about when**
 22 **they're in training at Forsyth; is that true?**
 23 A. I couldn't testify to that.
 24 **Q. I'm sorry?**
 25 A. I couldn't testify to that. That would be a

Page 28

1 training issue.
 2 **Q. Okay. So you don't know --**
 3 A. I do not.
 4 **Q. -- whether or not your officers are required to**
 5 **keep a time log when they're out at off-site training?**
 6 A. I do not.
 7 **Q. And who would know that?**
 8 A. Whoever the captain over training is at the
 9 time.
 10 **Q. Okay. Now, I understand that your officers,**
 11 **when they go to off-site training, they can travel to and**
 12 **from that off-site training in the car, I guess. That's**
 13 **probably the only logical way to go to Forsyth; is that**
 14 **right?**
 15 A. Repeat the question.
 16 **Q. Let me just talk about current day, in the last**
 17 **two years. Do your officers typically take their patrol**
 18 **cars to Forsyth for training?**
 19 A. Again, that would be a training question. When
 20 I went, sometimes people took their County-issued
 21 vehicles. Some people don't have a County-issued vehicle,
 22 so I couldn't testify to the last two years specifically
 23 how they travel back and forth.
 24 **Q. And when they take their personal vehicle, are**
 25 **they reimbursed for gas?**

<p style="text-align: right;">Page 29</p> <p>1 A. I think they're reimbursed for mileage.</p> <p>2 Q. And when they take their County-issued car, the</p> <p>3 County pays for the gas; is that fair?</p> <p>4 A. That is correct.</p> <p>5 Q. And traveling to and from this off-site</p> <p>6 training, that's a work duty; would you agree with that?</p> <p>7 A. That is correct.</p> <p>8 Q. Now, they're paid a per diem, your officers,</p> <p>9 when they go to off-site training; is that correct?</p> <p>10 A. That is correct.</p> <p>11 Q. And that's in addition to their full pay for the</p> <p>12 day; right?</p> <p>13 A. That is correct.</p> <p>14 Q. And what is that per diem for?</p> <p>15 A. It's usually food.</p> <p>16 Q. When the training concludes for the day in</p> <p>17 Forsyth, are your deputies entitled to take their patrol</p> <p>18 car to take on personal missions like going to a</p> <p>19 restaurant, grocery store, or movie theater?</p> <p>20 A. No. That's why some people take their personal</p> <p>21 vehicle to Forsyth because they want to do personal</p> <p>22 business while they are away.</p> <p>23 Q. All right. Now, have you talked to Colonel Chew</p> <p>24 or Captain Rahn about that?</p> <p>25 A. I have not.</p>	<p style="text-align: right;">Page 31</p> <p>1 A. I know it's in the training manual, but I cannot</p> <p>2 quote it.</p> <p>3 Q. All right. We had some testimony about this</p> <p>4 earlier.</p> <p>5 What are your officers supposed to do when</p> <p>6 they're done with training in Forsyth and they need to go</p> <p>7 take some personal mission at, say, 7:00 at night, but</p> <p>8 they're in Forsyth and the only transportation they have</p> <p>9 is there County patrol car? What are they supposed to do?</p> <p>10 A. Again, I can't testify to that.</p> <p>11 Q. All right. Would you defer to others on your</p> <p>12 executive leadership team or other officers that have</p> <p>13 given testimony in this case about that topic?</p> <p>14 A. I would defer to whoever is in charge of</p> <p>15 training at the time.</p> <p>16 Q. Okay. When the off-site training concludes and</p> <p>17 the officers are released from training -- you said it can</p> <p>18 be a week long -- what is that officer supposed to do with</p> <p>19 his patrol car?</p> <p>20 A. Come back home.</p> <p>21 Q. All right. So that's what you want them to do</p> <p>22 whether the training ends at 2:00 or 5:00, just get in the</p> <p>23 car and drive back home; is that fair?</p> <p>24 A. That is what I did.</p> <p>25 Q. And I haven't heard any testimony that they have</p>
<p style="text-align: right;">Page 30</p> <p>1 Q. And can you point to any document that says that</p> <p>2 when the training is over at Forsyth, the officers cannot</p> <p>3 take their patrol car to the restaurant, grocery store, or</p> <p>4 movie theater?</p> <p>5 A. I don't know if that document exists or not.</p> <p>6 Q. Can you point to any specific training that your</p> <p>7 officers are given that says when they are released from</p> <p>8 training at Forsyth, they cannot go to a restaurant,</p> <p>9 grocery store, or movie theater in their patrol car?</p> <p>10 A. I can't point to a document that specifically</p> <p>11 says Forsyth, but I know it's in our policies that patrol</p> <p>12 vehicles are not to be used for personal use.</p> <p>13 Q. I'm asking you about training, sir. Can you</p> <p>14 point to any --</p> <p>15 A. Again, I can't talk about training. You asked</p> <p>16 if there's a document that exists that says patrol</p> <p>17 vehicles cannot be used for personal use.</p> <p>18 Q. Okay. Well, where can I find that document,</p> <p>19 sir?</p> <p>20 A. It would be in our training manual. You'd have</p> <p>21 to check with our training coordinator. I'm sure they</p> <p>22 could provide you a copy of that and our SOP.</p> <p>23 Q. All right. And so you're not able to quote the</p> <p>24 section of the training manual, you just believe it's in</p> <p>25 the training manual; is that right?</p>	<p style="text-align: right;">Page 32</p> <p>1 any requirement to report to the Richmond County Sheriff's</p> <p>2 Office when they're done with their off-site training for</p> <p>3 the week. Are you aware of any requirement like that?</p> <p>4 A. No. I believe I testified that they are to</p> <p>5 return home.</p> <p>6 Q. Okay. But there's not requirement that they</p> <p>7 call in or check in with the Richmond County Sheriff's</p> <p>8 Office or anything like that?</p> <p>9 A. Again, I would defer that to the training</p> <p>10 supervisor.</p> <p>11 Q. All right. And when they're released from</p> <p>12 training for the week, you said they're to drive back</p> <p>13 home. They don't have any duties to perform for the</p> <p>14 Richmond County Sheriff's Office, do they?</p> <p>15 A. Again, I can't testify to that. It depends on</p> <p>16 what type of training they went to.</p> <p>17 Q. All right. And when you said they're to drive</p> <p>18 back home, I think we agreed earlier that Forsyth is about</p> <p>19 two-and-a-half hours away; is that right?</p> <p>20 A. Thereabout, yes.</p> <p>21 Q. Okay. And you said they're to go back home; is</p> <p>22 that right?</p> <p>23 A. That is correct.</p> <p>24 Q. Are they typically on the schedule to work that</p> <p>25 afternoon when they're released from training at Forsyth?</p>

<p style="text-align: right;">Page 33</p> <p>1 A. No. That's usually considered a workday.</p> <p>2 Q. Okay. So they're not typically on the schedule</p> <p>3 to do any additional work; is that right?</p> <p>4 A. As far as the sheriff's office?</p> <p>5 Q. Yes, sir.</p> <p>6 A. That is considered their workday.</p> <p>7 Q. So they don't have any other assignments to</p> <p>8 Richmond County Sheriff's Office, and you want them to</p> <p>9 just drive home; is that right?</p> <p>10 A. That is typically what happens.</p> <p>11 Q. That sounds a lot like they're off duty, doesn't</p> <p>12 it, sir?</p> <p>13 A. No, sir. Some individuals, like investigators,</p> <p>14 if training is out early, come back to work and come into</p> <p>15 the office. It's different for different people.</p> <p>16 Q. All right. Are you aware of any requirement</p> <p>17 that Deputy Ismael was to come back into work for the</p> <p>18 Richmond County Sheriff's Office on</p> <p>19 September 17th of 2021?</p> <p>20 A. I can't testify to that.</p> <p>21 Q. Let's just talk about a normal workday where</p> <p>22 your patrol officers are patrolling for an 8-hour day in a</p> <p>23 specific zone in Richmond County. When their shift ends,</p> <p>24 what's typically the process that you ask them to follow?</p> <p>25 A. Again, I can't testify to that. But I can</p>	<p style="text-align: right;">Page 35</p> <p>1 you can show that disputes that, sir?</p> <p>2 A. I do not.</p> <p>3 Q. So, for example, if someone lived far away, they</p> <p>4 don't get paid any more -- if someone lives an hour away,</p> <p>5 they don't get paid any more than the deputy that lives</p> <p>6 10 minutes away from the office for their drive home or</p> <p>7 back to work, do they?</p> <p>8 A. That is correct.</p> <p>9 Q. All right. Now, how many officers have you had</p> <p>10 that were driving home, unpaid, in their patrol car and</p> <p>11 were, I think you said, in an accident and were killed?</p> <p>12 A. I haven't had any since I've been sheriff.</p> <p>13 Q. Thank you, sir. All right.</p> <p>14 Deputy Ismael, when did you first meet him?</p> <p>15 A. When he was first hired, and I can't give you</p> <p>16 the date.</p> <p>17 Q. Would that be March of 2020? Does that sound</p> <p>18 right to you, sir?</p> <p>19 A. Possibly. Like I said, I meet all applicants</p> <p>20 during their final interview process to be hired here.</p> <p>21 Q. All right. And how many -- were you aware when</p> <p>22 you hired him, sir, that he was a Middle Eastern gentleman</p> <p>23 originally from Iraq?</p> <p>24 A. That is correct.</p> <p>25 Q. And were you aware, sir, when you hired him that</p>
<p style="text-align: right;">Page 34</p> <p>1 correct you that our patrol officers typically work a</p> <p>2 12-hour shift, not an 8-hour shift.</p> <p>3 Q. All right. Thank you for that correction.</p> <p>4 When that 12-hour shift is over, what are they</p> <p>5 supposed to do?</p> <p>6 A. Go home.</p> <p>7 Q. And when they're on the way home, they're off</p> <p>8 duty; isn't that right?</p> <p>9 A. No, actually they're not, sir. They're on duty</p> <p>10 until they get home, thus, if you're going home from work</p> <p>11 and you get in a car accident or something happens, that's</p> <p>12 considered a line-of-duty death.</p> <p>13 Q. Well, that's interesting. I know some workers'</p> <p>14 comp lawyers that might debate that with you. But let me</p> <p>15 ask a separate question. Are they paid for their drive</p> <p>16 home, sir?</p> <p>17 A. In the County patrol car?</p> <p>18 Q. Yes, sir.</p> <p>19 A. They're paid for their time at work. If you're</p> <p>20 asking if they're paid coming to and from work, I don't</p> <p>21 know if there's a specific difference in the compensation.</p> <p>22 But they are paid for whatever time they're at work.</p> <p>23 Q. Uh-huh. It's my understanding from prior</p> <p>24 testimony in this case that officers are not paid for</p> <p>25 their time to and from work. Do you have any documents</p>	<p style="text-align: right;">Page 36</p> <p>1 he is a Muslim?</p> <p>2 A. I'm not sure about the Muslim part, but I knew</p> <p>3 he was of Middle Eastern descent.</p> <p>4 Q. Were you aware that he served with the U.S.</p> <p>5 military troops in Iraq?</p> <p>6 A. I would have been if it was in his file. If it</p> <p>7 was in his personnel file, yes.</p> <p>8 Q. All right. And have you, at any point, read his</p> <p>9 performance appraisal that is in his personnel file? Have</p> <p>10 you read or reviewed that at any point, sir?</p> <p>11 A. Performance appraisal?</p> <p>12 Q. Yes, sir.</p> <p>13 A. No. I just remember reading the citizen</p> <p>14 complaint against him but not a performance appraisal.</p> <p>15 Q. Why haven't you reviewed his performance</p> <p>16 appraisal, sir?</p> <p>17 A. In reference to what, sir?</p> <p>18 Q. In reference to your decision to fire him.</p> <p>19 A. It wasn't relevant at the time to my decision to</p> <p>20 fire him or not.</p> <p>21 Q. Let's look at that. That was your</p> <p>22 determination, that it wasn't relevant. Let's look --</p> <p>23 A. That is correct.</p> <p>24 ///</p> <p>25 ///</p>

<p style="text-align: right;">Page 37</p> <p>1 (Plaintiff's Exhibit Number 39 was 2 previously marked for identification.) 3 Q. (By Mr. Kertscher) Let's look at Exhibit 39. I'm 4 just going to share this on the screen because the court 5 reporter doesn't have this one. 6 Can you see that on the screen, sir? 7 A. I can. 8 Q. And you'll see that's a Richmond County 9 Sheriff's Office Performance Appraisal Report form where 10 Ahmed Ismael, deputy sheriff, in the field operation, zone 11 5c shift; do you see that? 12 A. I do. 13 Q. This is the only performance appraisal in his 14 file. Do you have any reason to dispute that statement? 15 A. If you say so. 16 Q. The first item that he's evaluated on is 17 "respect." I honestly don't know who filled this out. Do 18 you know who filled out this report, sir? 19 A. I do not. 20 Q. Do you have any reason to dispute anything in 21 this report? 22 A. It's my first time seeing it, sir. 23 Q. Is it typically a supervisor that fills this 24 out? 25 A. I couldn't testify to that, sir.</p>	<p style="text-align: right;">Page 39</p> <p>1 Do you have any reason to dispute this part of 2 his evaluation in his personnel file? 3 A. Again, first time seeing it. 4 Q. Next item down says "Teamwork," and you see 5 there that someone with the Richmond County Sheriff's 6 Department checked the box "Yes." Do you see that, sir? 7 A. I do. 8 Q. And they wrote, "Deputy Ismael backs his fellow 9 deputies on calls and traffic stops. Deputy Ismael will 10 be in an available status to back his team members while 11 still leaving himself available for the zone." 12 Do you have any reason to dispute those 13 statements made in Exhibit 39 out of his personnel file? 14 A. Again, first time seeing it. 15 Q. And the next item down is "Excellence," and the 16 sheriff's department checked the box "Yes." Do you see 17 that? 18 A. I do. 19 Q. And then they wrote, "Deputy Ismael displays 20 professionalism and excellence in his work. Deputy Ismael 21 also shows an eagerness to learn from experienced 22 deputies." 23 Do you have any reason to dispute the statements 24 made by the Richmond County Sheriff's Department in that 25 box?</p>
<p style="text-align: right;">Page 38</p> <p>1 Q. So you don't know who filled this out? I don't 2 know either. I don't have a signature page. So you don't 3 know who signed this or who his supervisor was? 4 A. I do not. 5 Q. And you didn't talk to his supervisor prior to 6 firing him? 7 A. I did not. 8 Q. All right. Under "Respect," whoever filled this 9 out checked the box "Yes." Do you see that? 10 A. Yes. 11 Q. And then they wrote, "Deputy Ismael shows 12 respect and courtesy to his peers, supervisors, and 13 general public." Do you see that? 14 A. I do. 15 Q. Do you have any reason to dispute this part of 16 his evaluation that was in his personnel file? 17 A. Again, first time seeing it. 18 Q. The next item says "Integrity," and, again, 19 whoever filled this out checked the box "Yes." Do you see 20 that? 21 A. I do. 22 Q. And that person wrote, "Deputy Ismael shows 23 integrity on calls and his work performance. 24 Deputy Ismael has shown himself to be honest and 25 trustworthy with his peers and supervisors."</p>	<p style="text-align: right;">Page 40</p> <p>1 A. Again, first time seeing it. 2 Q. Okay. I'm going to stop the share. That's all 3 that I have that's filled out. I don't have a signature 4 page. 5 You would agree with me, sir, that at the time 6 the sheriff's department began investigating Deputy Ismael 7 as the result of an anonymous call on September 27th, he 8 was not on probation or suspension, was he? 9 A. I can't testify to that. 10 Q. That's not something you investigated, sir? 11 A. Not something I can recall, sir. 12 Q. You would agree with me, sir, that he was a 13 deputy in good standing with the Richmond County Sheriff's 14 Department on September 27, 2021; isn't that true? 15 A. That is correct. 16 Q. Now, he was initially chosen to be on the SWAT 17 team and was on the SWAT team for two months, wasn't he, 18 sir? 19 A. I can't testify to that. 20 Q. Was he given equipment and a pay increase for 21 the SWAT team? 22 A. I can't testify to that either. 23 Q. So you just don't know one way or the other 24 about either of those things; is that right? 25 A. That is correct.</p>

<div>Page 41</div> <div> <p>1 Q. And was he put in charge of what Richmond County</p> <p>2 Sheriff's Department calls a "special" or a side job at a</p> <p>3 facility in Augusta called Urban Air?</p> <p>4 A. I can't testify to that.</p> <p>5 Q. That wasn't something that you looked into or</p> <p>6 were made aware of at any point either; isn't that true?</p> <p>7 A. I knew he worked a special there. I don't know</p> <p>8 if he was put in charge of it.</p> <p>9 Q. Okay. And who would have been in charge of</p> <p>10 putting him in charge of the Urban Air special?</p> <p>11 A. I'm not exactly sure how that works. We had a</p> <p>12 deputy who controls special duty assignments and keeps a</p> <p>13 list of which officers are in charge, so that has been</p> <p>14 delegated to a deputy under my command.</p> <p>15 Q. I want to make sure it's clear on the record.</p> <p>16 You don't know what zone he was assigned to?</p> <p>17 A. That's correct.</p> <p>18 Q. And you don't know who his supervisor was?</p> <p>19 A. That is correct.</p> <p>20 Q. From a disciplinary standpoint, he had done</p> <p>21 "okay" during his tenure with the Richmond County</p> <p>22 Sheriff's Department; is that a fair statement?</p> <p>23 A. That's subjective. Do you want to go with</p> <p>24 "okay"? Can you be a little more specific?</p> <p>25 ///</p> </div>	<div>Page 43</div> <div> <p>1 statement here on September 24th of '21 that</p> <p>2 "Discipline-wise, he is okay"?</p> <p>3 A. I'm only aware of one other complaint against</p> <p>4 Deputy Ismael that was filed by a citizen that I reviewed.</p> <p>5 Q. I understand, and we're going to talk about</p> <p>6 that.</p> <p>7 But, at this point, Deputy Ismael had been with</p> <p>8 the department for a little bit less than two years; is</p> <p>9 that right?</p> <p>10 A. If the math tracks, yes.</p> <p>11 Q. Do you agree or disagree with the statement,</p> <p>12 "Discipline-wise, he is okay."? And if you disagree,</p> <p>13 what's the factual basis for it?</p> <p>14 A. Again, I can advise that I was aware of one</p> <p>15 other complaint against Deputy Ismael.</p> <p>16 Q. All right. So let me ask you about the second</p> <p>17 part of that sentence that was on Friday, September 24th,</p> <p>18 which was four days after Deputy Ismael made his complaint</p> <p>19 against Lieutenant Jenkins; is that right?</p> <p>20 A. I can't testify to that, sir.</p> <p>21 Q. And why did McCarty write "thus far" after</p> <p>22 "..."? </p> <p>23 A. I can't testify to that, sir.</p> <p>24 Q. How do you interpret that as you read it, sir?</p> <p>25 A. I don't.</p> </div>
<div>Page 42</div> <div> <p>1 (Plaintiff's Exhibit Number 33 was</p> <p>2 previously marked for identification.)</p> <p>3 Q. (By Mr. Kertscher) Well, let me ask you to look</p> <p>4 at Exhibit 33 that the court reporter has there for you.</p> <p>5 A. Thank you.</p> <p>6 Q. I'll represent to you that Exhibit 33 is an</p> <p>7 e-mail sent by Sergeant McCarty to Jimmy Wylds dated</p> <p>8 September 24, 2021, which is a Friday.</p> <p>9 You're welcome, sir, to take all the time you</p> <p>10 want to look at that, but I'm only going to ask you about</p> <p>11 what's on the first page.</p> <p>12 A. Okay.</p> <p>13 Q. Do you see, sir, where Sergeant McCarty is</p> <p>14 responding to an inquiry about Ahmed Ismael from</p> <p>15 Mr. Wylds, and McCarty wrote, "Discipline-wise, he is</p> <p>16 okay...thus far." Do you see that?</p> <p>17 A. I do.</p> <p>18 Q. So let me ask you about the first part of that</p> <p>19 sentence. Do you have anything -- well, Sergeant McCarty</p> <p>20 was in internal affairs at this point; correct?</p> <p>21 A. That is correct.</p> <p>22 Q. So he would've been aware of any internal</p> <p>23 affairs complaints against Deputy Ismael?</p> <p>24 A. That's fair to say.</p> <p>25 Q. So do you have any reason to dispute his</p> </div>	<div>Page 44</div> <div> <p>1 MR. KERTSCHER: Okay. All right.</p> <p>2 Let's go ahead and take a 10-minute break, if</p> <p>3 that's okay with everyone?</p> <p>4 MR. FRAILS: Okay.</p> <p>5 (A recess was taken from 10:36 a.m.</p> <p>6 until 10:49 a.m.)</p> <p>7 Q. (By Mr. Kertscher) Sheriff Roundtree, you</p> <p>8 understand that you're still under oath?</p> <p>9 A. Correct.</p> <p>10 Q. Okay. I want to ask you a follow-up question.</p> <p>11 We were talking earlier about complaints against</p> <p>12 Lieutenant Jenkins.</p> <p>13 I wanted to see if you're aware of a complaint</p> <p>14 made against him where he made several inappropriate</p> <p>15 comments that were disrespectful toward females in general</p> <p>16 and females "in our profession."</p> <p>17 Do you recall that complaint against Lieutenant</p> <p>18 Jenkins?</p> <p>19 A. I do.</p> <p>20 Q. And your internal affairs investigator,</p> <p>21 Sergeant Caleb Lee, made a recommendation -- well, let me</p> <p>22 withdraw that and ask if you remember the name of the</p> <p>23 individuals that made that complaint against</p> <p>24 Lieutenant Jenkins?</p> <p>25 A. I do not.</p> </div>

<p style="text-align: right;">Page 45</p> <p>1 Q. Do you know if it was one person or several 2 persons that made that complaint against 3 Lieutenant Jenkins? 4 A. In this particular case, I believe it was one 5 individual. 6 Q. All right. Was it a female? 7 A. That is correct. 8 Q. But you don't remember her name, her position, 9 or anything about this person? 10 A. I do not. 11 Q. And would that person's identity be in 12 Sergeant Caleb Lee's file in internal affairs? 13 A. That is correct. 14 Q. All right. Thank you. 15 You were made aware of Deputy Ismael's internal 16 affairs complaint against Lieutenant Jenkins per the 17 normal processes; isn't that right? 18 A. That is correct. 19 Q. Okay. I know you don't remember the exact 20 dates, but does it sound right that you were made aware on 21 or about September 20th? 22 A. If that's what tracks. 23 Q. I'm sorry. Did you say "correct"? 24 A. I can't dispute the date. 25 Q. Okay. Thank you. I just couldn't hear you. We</p>	<p style="text-align: right;">Page 47</p> <p>1 Q. Right. Again, that wasn't exactly my question. 2 I'm going to reask it. Did it concern you that members of 3 the public had written a statement witnessing harassing 4 actions by one of your officers against another? 5 A. Again, I can't testify to the content of what 6 was written, so I don't know exactly what was said. 7 Q. I see. And what were you told about the written 8 statements submitted by the private citizens? 9 A. Again, that individuals at Urban Air had written 10 letters on Ismael's behalf. 11 Q. Now, we're sitting here in December of 2023, 12 which I understand is over two years from when this 13 conversation would've taken place. 14 Were you made aware at the time, and you just 15 don't remember here today; is that fair? 16 A. I'm not sure if I was made aware of what the 17 contents were because all I remember is that they were 18 written on Ismael's behalf. I don't remember the specific 19 contents of what was written. 20 Q. Okay. Were you given the statements to look at? 21 A. I can't recall. 22 Q. Did you ask to see the statements? 23 A. I can't recall. 24 Q. Did you ever talk to Jenkins about the 25 allegations made against him by Deputy Ismael?</p>
<p style="text-align: right;">Page 46</p> <p>1 had some interference, so I just wanted to make sure I was 2 hearing you correctly. 3 So what were you told about Deputy Ismael's 4 complaint against Lieutenant Jenkins? 5 A. That Lieutenant Jenkins had made some derogatory 6 comments regarding Deputy Ismael's ethnicity or race. 7 Q. And what were you told about whether or not 8 there were handwritten private citizen statements 9 corroborating the harassment alleged by Deputy Ismael? 10 A. Repeat the question. 11 Q. When were you told about the private citizens 12 that wrote statements to support Deputy Ismael's complaint 13 against Lieutenant Jenkins? 14 A. That individuals wrote letters on Ismael's 15 behalf. 16 Q. All right. And was that concerning to you, that 17 private individuals had witnessed harassing behavior 18 between one of your officers against another one? 19 A. Again, I can't remember what the contents of the 20 letters were. I think they were unsigned, but I can't 21 remember the content of them. 22 Q. Who told you they were unsigned? 23 A. I'm not saying that they were. I'm saying from 24 memory, I can't remember the contents. I know the 25 citizens worked at the Urban Air facility.</p>	<p style="text-align: right;">Page 48</p> <p>1 A. I did not. 2 (Plaintiff's Exhibit Number 3 was 3 previously marked for identification.) 4 Q. (By Mr. Kertscher) All right. Let's look at 5 Exhibit 3 that's been used in this case. 6 I'll just represent on the record that this is 7 the report prepared by Sergeant McCarty regarding the 8 investigation and conclusion from Ismael's complaint 9 against Lieutenant Jenkins. 10 A. What is your question, sir? 11 Q. Well, when have you seen this document before, 12 sir? 13 A. On or about the 20th of September 2021. 14 Q. All right. Let me ask you to flip to the last 15 three pages of Sergeant McCarty's report and see if this 16 refreshes your recollection of what you saw. 17 The third page from the bottom is a handwritten 18 statement dated September 19, 2021, by William Gilbert, 19 owner/manager of Urban Air. 20 A. The statement I have is typed. 21 Q. Yes, sir. I apologize. It is typed, and the 22 signature there is handwritten; is that a fair statement? 23 A. That is correct. 24 Q. Thank you. Mr. Gilbert wrote, "Deputy Ismael 25 has been employed in my establishment, Urban Air, for just</p>

<p style="text-align: right;">Page 49</p> <p>1 under a year and has been given the responsibility of</p> <p>2 leading a group of off-duty special police officers to</p> <p>3 oversee security during busy business hours."</p> <p>4 Do you see that statement?</p> <p>5 A. I do.</p> <p>6 Q. Do you have any reason to dispute that</p> <p>7 statement?</p> <p>8 A. I do not.</p> <p>9 Q. The next statement says, "As a worker, I respect</p> <p>10 Ismael, his work ethic, and the leadership he provides to</p> <p>11 his colleagues."</p> <p>12 Do you have any reason to dispute that</p> <p>13 statement?</p> <p>14 A. I do not.</p> <p>15 Q. The next the he wrote was, "I have been highly</p> <p>16 satisfied with the responsibility he has shown toward the</p> <p>17 job. He is a responsible and valued member of our</p> <p>18 security team. He has taken this job seriously and</p> <p>19 professionally."</p> <p>20 Do you have any reason to dispute those</p> <p>21 statements?</p> <p>22 A. Not by Mr. Gilbert, no.</p> <p>23 Q. I understand. Then the next sentence says,</p> <p>24 "Lieutenant Jenkins is an officer who also worked at our</p> <p>25 establishment, and has been supervised under the direction</p>	<p style="text-align: right;">Page 51</p> <p>1 Q. And how many days a week does Richmond County</p> <p>2 officers work at Urban Air?</p> <p>3 A. I can't testify to that.</p> <p>4 Q. I'm sorry?</p> <p>5 A. I cannot testify to that.</p> <p>6 Q. Okay. So you don't know whether or not it's</p> <p>7 four days a week, Thursday through Sunday?</p> <p>8 A. I do not.</p> <p>9 Q. The next sentence says, "Lieutenant Jenkins had</p> <p>10 the expectation to be paid his full pay for the evening,</p> <p>11 even when he was missing hours on his shift."</p> <p>12 Is that called wage theft, sir?</p> <p>13 A. I would not say that.</p> <p>14 Q. What would you call it?</p> <p>15 A. A complaint by an owner who is employing a</p> <p>16 deputy at a special.</p> <p>17 Q. Is it theft by taking?</p> <p>18 MR. FRAILS: I'm going to object to the form of</p> <p>19 the question.</p> <p>20 Q. (By Mr. Kertscher) Well, do you know what theft</p> <p>21 by taking is, Sheriff?</p> <p>22 A. I do.</p> <p>23 Q. And you've worked on theft-by-taking cases</p> <p>24 before, haven't you?</p> <p>25 A. I have.</p>
<p style="text-align: right;">Page 50</p> <p>1 of Ismael."</p> <p>2 Do you have any understanding of why Ismael was</p> <p>3 placed over Lieutenant Jenkins in the special?</p> <p>4 A. I do not.</p> <p>5 Q. The next sentence says, "On multiple occasions</p> <p>6 Lieutenant Jenkins has reported tardy for his shift,</p> <p>7 anywhere from 10-15 minutes, to 2 hours late."</p> <p>8 Do you have any reason to dispute the truth of</p> <p>9 that statement?</p> <p>10 A. I do not.</p> <p>11 Q. Is there anything about that statement that's</p> <p>12 concerning to you, sir?</p> <p>13 A. No. Again, it's the statement from a Urban Air</p> <p>14 manager over a special-duty assignment.</p> <p>15 Q. By the way, how long has the Richmond County</p> <p>16 Sheriff's Department been providing security for</p> <p>17 Urban Air?</p> <p>18 A. I do not.</p> <p>19 Q. Do you know if it's more or less than</p> <p>20 three years?</p> <p>21 A. I do not.</p> <p>22 Q. Richmond County Sheriff's Office currently</p> <p>23 provides security now, in December of 2023, for Urban Air;</p> <p>24 is that true?</p> <p>25 A. I couldn't testify to that.</p>	<p style="text-align: right;">Page 52</p> <p>1 Q. And you're familiar with the theft-by-taking</p> <p>2 statute under Georgia law in your many years of law</p> <p>3 enforcement, aren't you?</p> <p>4 A. I am.</p> <p>5 Q. Is it potentially theft by taking when one of</p> <p>6 your officers demands to be paid for work that they didn't</p> <p>7 do?</p> <p>8 A. No.</p> <p>9 Q. Why not?</p> <p>10 A. Following Georgia statute -- not saying this is</p> <p>11 the case -- if a person is being paid for work that they</p> <p>12 didn't do, it'd be theft of services.</p> <p>13 Q. Thank you, sir. Is that a different statute --</p> <p>14 A. It is.</p> <p>15 Q. -- then theft by taking?</p> <p>16 A. It is.</p> <p>17 Q. This is not an area that I practice in</p> <p>18 regularly, so I do not know, but do you know the statute</p> <p>19 regarding theft by services?</p> <p>20 A. I do not.</p> <p>21 Q. Would it be of concern to you that one of your</p> <p>22 deputies was alleged to have engaged in theft by services?</p> <p>23 A. If that was the case.</p> <p>24 Q. All right. You don't read this as that kind of</p> <p>25 allegation?</p>

<p style="text-align: right;">Page 53</p> <p>1 A. I do not.</p> <p>2 Q. Okay. Mr. Gilbert then wrote,</p> <p>3 "Lieutenant Jenkins did not display a cooperative or</p> <p>4 positive attitude on the job. He was spoken to about his</p> <p>5 job responsibilities and staying on task. He was</p> <p>6 repeatedly asked to come inside the establishment to make</p> <p>7 rounds opposed to sitting outside in his car in the</p> <p>8 parking lot during his shift. He did not demonstrate the</p> <p>9 same level of professionalism or care for the job as his</p> <p>10 supervisor, Ismael."</p> <p>11 Do you have any reason to dispute those</p> <p>12 statements?</p> <p>13 A. Not by Mr. Gilbert, no.</p> <p>14 Q. Again, is that type of professionalism that you</p> <p>15 want your officers displaying in their work in a public</p> <p>16 special?</p> <p>17 A. I can't testify that that's an accurate</p> <p>18 statement, sir.</p> <p>19 Q. Right. I'm just talking about your obligation</p> <p>20 as Sheriff here. I mean, Urban Air, do you know that to</p> <p>21 be a large facility that hosts many members of the</p> <p>22 public --</p> <p>23 A. I do not.</p> <p>24 Q. -- there in --</p> <p>25 You do not know? Do you know anything about</p>	<p style="text-align: right;">Page 55</p> <p>1 Q. Have you read any of -- well, you've followed</p> <p>2 this lawsuit; right? You're aware of it and have been in</p> <p>3 contact with your lawyers about the developments in this</p> <p>4 lawsuit; is that right?</p> <p>5 A. That is correct.</p> <p>6 Q. And have you -- have you read any of the</p> <p>7 deposition testimony of Mr. Gilbert that he gave in May of</p> <p>8 this year, about six months ago?</p> <p>9 A. I have not.</p> <p>10 Q. Have you taken any disciplinary action or opened</p> <p>11 any kind of investigation into Lieutenant Jenkins for wage</p> <p>12 theft?</p> <p>13 A. I have not.</p> <p>14 Q. I'm sorry. Theft of services?</p> <p>15 A. I have not.</p> <p>16 Q. All right. Let me ask you to turn the page to</p> <p>17 another statement by a woman named Jordan Chambliss.</p> <p>18 In the first paragraph, she wrote of</p> <p>19 Deputy Ismael, "...I believe it was early October, and</p> <p>20 from the first day he began working with us as an off-duty</p> <p>21 special officer, we were pleased with the way he conducted</p> <p>22 himself. He was never late, he always stayed until</p> <p>23 everyone was safely out of the building and was very</p> <p>24 present throughout the park."</p> <p>25 Do you have any reason to dispute that</p>
<p style="text-align: right;">Page 54</p> <p>1 Urban Air, sir?</p> <p>2 A. I do not.</p> <p>3 Q. You have any idea where it is or how far it is</p> <p>4 from the sheriff's department?</p> <p>5 A. I do not.</p> <p>6 Q. All right. So you don't know whether or not</p> <p>7 it's a ten-minute drive from the sheriff's department?</p> <p>8 A. I do not.</p> <p>9 Q. All right. Then the next paragraph says, "On</p> <p>10 numerous occasions, I witnessed Lieutenant Jenkins</p> <p>11 challenge Ismael's authority, even though Ismael was in</p> <p>12 charge. I also heard Lieutenant Jenkins call Ismael a</p> <p>13 terrorist and say, 'Watch out. He might have a bomb.' I</p> <p>14 have witnessed other insensitive, racist remarks being</p> <p>15 spoken about Ismael as well."</p> <p>16 Do you have any reasons to dispute those</p> <p>17 statements?</p> <p>18 A. Not made by Mr. Gilbert.</p> <p>19 Q. Right. You would expect that this kind of</p> <p>20 allegation would be thoroughly investigated; right?</p> <p>21 A. That is correct.</p> <p>22 Q. And you would expect that your internal affairs</p> <p>23 department would interview Mr. Gilbert about this written</p> <p>24 statement, wouldn't you, sir?</p> <p>25 A. That is correct.</p>	<p style="text-align: right;">Page 56</p> <p>1 statement?</p> <p>2 A. Made by Chambliss, no.</p> <p>3 Q. I mean, what's the responsibility that you feel</p> <p>4 your sheriff's department has towards private citizens</p> <p>5 like Ms. Chambliss and Mr. Gilbert, sir?</p> <p>6 A. You have to be more specific, sir.</p> <p>7 Q. Do you care what private citizens that live in</p> <p>8 Augusta say or think about Richmond County Sheriff's</p> <p>9 Department?</p> <p>10 A. Of course.</p> <p>11 Q. All right. The next paragraph down in</p> <p>12 Ms. Chambliss's statement says, "Although Lieutenant</p> <p>13 Jenkins was a higher-ranking officer, he did not conduct</p> <p>14 himself in a manner as professionally as Deputy Ismael."</p> <p>15 Do you have any reason to dispute that</p> <p>16 statement?</p> <p>17 A. Not made by Ms. Chambliss. Well, I don't know</p> <p>18 if it's Ms. or -- is Jordan a female or a male?</p> <p>19 Q. She is a female, sir.</p> <p>20 A. Not made by Ms. Chambliss, no.</p> <p>21 Q. Okay. Continuing down in the second paragraph</p> <p>22 of Ms. Chambliss's typed-up statement, What was most</p> <p>23 troublesome was how he spoke to the officer in charge of</p> <p>24 the special, Deputy Ismael. He made extremely offensive,</p> <p>25 racist remarks towards him. There was not just one</p>

<p style="text-align: right;">Page 57</p> <p>1 incident where they were working together at Urban Air and</p> <p>2 Lieutenant Jenkins --</p> <p>3 Oh, I'm sorry. I read that wrong. Let me try</p> <p>4 that again.</p> <p>5 MR. FRAILS: Wait, wait. We're going to object</p> <p>6 to this form of questioning that you're doing.</p> <p>7 You can call this a speaking objection.</p> <p>8 Basically what you're doing is putting hearsay</p> <p>9 testimony into the record. So we're going to put our</p> <p>10 objection on the record for that.</p> <p>11 Q. (By Mr. Kertscher) Understood. Thank you.</p> <p>12 Sheriff, do you have any reason to dispute the</p> <p>13 statement made by Ms. Chambliss that "There was not one</p> <p>14 instance when they were working together at Urban Air when</p> <p>15 Lieutenant Jenkins did not refer to him as a terrorist or</p> <p>16 make some crude remark about sand, bombs, or not being</p> <p>17 able to speak English and that no one could understand</p> <p>18 him."</p> <p>19 Do you have any reason to dispute that</p> <p>20 statement?</p> <p>21 A. As made by Ms. Chambliss, no.</p> <p>22 Q. It is true that English is a second language for</p> <p>23 Deputy Ismael; right?</p> <p>24 A. I'm not certain.</p> <p>25 Q. She wrote there -- well, let's turn over to the</p>	<p style="text-align: right;">Page 59</p> <p>1 A. Lieutenant Jenkins was the SWAT commander.</p> <p>2 There is a selection committee that determines who make</p> <p>3 the SWAT team, so he doesn't have sole discretion on who</p> <p>4 is added or not.</p> <p>5 Q. And that selection committee, they agreed to put</p> <p>6 Ismael on the SWAT team in the fall of 2021, didn't they?</p> <p>7 A. I would assume that is correct.</p> <p>8 Q. Now, whose decision is it to -- well, let me</p> <p>9 just say it this way.</p> <p>10 As the commander of the SWAT team,</p> <p>11 Lieutenant Jenkins certainly has input, doesn't he, into</p> <p>12 whether or not someone can be kicked off of the SWAT team?</p> <p>13 A. That is correct.</p> <p>14 Q. The second paragraph here talks about</p> <p>15 Lieutenant Jenkins being late "to most every shift we</p> <p>16 expected him to show up for."</p> <p>17 Do you see that, the first sentence of the</p> <p>18 second paragraph?</p> <p>19 A. I do.</p> <p>20 Q. Then going down to the middle of the paragraph,</p> <p>21 she stated, "Yet every time this happened, he would demand</p> <p>22 the same payment, and he threatened Deputy Ismael that if</p> <p>23 he were not paid in full (for the time he was not</p> <p>24 present), he 'would regret it.'"</p> <p>25 Do you see that?</p>
<p style="text-align: right;">Page 58</p> <p>1 next page.</p> <p>2 I asked Deputy Ismael if those remarks make him</p> <p>3 uncomfortable. To which he replied, 'very much, but I --</p> <p>4 A. I'm sorry. You got to tell me where you are on</p> <p>5 the page.</p> <p>6 Q. Sure. I'm in the top paragraph of the last page</p> <p>7 of Exhibit 3.</p> <p>8 A. Go ahead.</p> <p>9 Q. Thank you.</p> <p>10 "I asked Deputy Ismael if those remarks made him</p> <p>11 uncomfortable. To which he replied, 'very much, but I</p> <p>12 cannot say anything to him about it, I am afraid it will</p> <p>13 jeopardize my chances of being on the SWAT team."</p> <p>14 Do you have any reason to dispute those</p> <p>15 statements?</p> <p>16 A. Made by Ms. Chambliss, no.</p> <p>17 Q. And it is true that Lieutenant Jenkins was in</p> <p>18 charge of the SWAT team and thus in charge of Ismael's</p> <p>19 role on the SWAT team; is that true?</p> <p>20 A. That is correct.</p> <p>21 Q. And Lieutenant Jenkins is given discretion to</p> <p>22 determine who is on his SWAT team; isn't that true?</p> <p>23 A. Not solely, no.</p> <p>24 Q. Who oversees Lieutenant Jenkins's decisions</p> <p>25 about the SWAT team?</p>	<p style="text-align: right;">Page 60</p> <p>1 A. I do.</p> <p>2 Q. Was that a potential case of theft of services</p> <p>3 as we discussed earlier?</p> <p>4 A. I do not agree.</p> <p>5 Q. Why not, sir?</p> <p>6 A. Again, it seems like a complaint from a business</p> <p>7 owner about a deputy who they've employed.</p> <p>8 Q. Well, it's two business people; right?</p> <p>9 A. Same business, though; correct?</p> <p>10 Q. Yes, sir. Two different people.</p> <p>11 A. Correct.</p> <p>12 Q. Did you direct -- you'd expect these types of</p> <p>13 allegations from private citizens to be fully</p> <p>14 investigated, wouldn't you, sir?</p> <p>15 A. Again, correct.</p> <p>16 Q. Now, at the bottom of the next to the last</p> <p>17 paragraph on the last page of Exhibit 3, Ms. Chambliss</p> <p>18 wrote, "It seemed..." Do you see that?</p> <p>19 A. Where?</p> <p>20 Q. The next to the last paragraph of the last page</p> <p>21 of Exhibit 3.</p> <p>22 A. The paragraph that starts off with, "There were</p> <p>23 many instances in which..."?</p> <p>24 Q. Yes, sir.</p> <p>25 A. Okay. And where are you in that paragraph?</p>

<p style="text-align: right;">Page 61</p> <p>1 Q. I'm going to the last sentence of that 2 paragraph. 3 A. Okay. 4 Q. And Ms. Chambliss wrote, "It seemed that he was 5 holding any possibility of Deputy Ismael advancing in his 6 career over his head. Ismael informed that if he did not 7 receive payment in full, Jenkins would not approve his 8 training." 9 MR. FRAILS: I'm going to object again to this 10 line of questioning. 11 Q. (By Mr. Kertscher) I understand. 12 Let me just ask the sheriff: Do you have any 13 reason to dispute the truthfulness of that statement? 14 A. Made by Ms. Chambliss. 15 Q. Does that cause you any concern at all that 16 Jenkins would be using his position as SWAT commander to 17 receive payment in full for time that he didn't work? 18 A. I can't testify that that's a true statement, 19 sir. 20 Q. Right. If it were a true statement -- well, 21 whether or not it's a true statement, it's a statement 22 made by a public citizen. Does that cause you any concern 23 about Lieutenant Jenkins, sir? 24 A. It does not. 25 Q. Okay. And why not?</p>	<p style="text-align: right;">Page 63</p> <p>1 affairs investigation. 2 Q. Does it cause you any concern that these citizen 3 witnesses who gave written statements in Exhibit 3 were 4 never interviewed by your internal affairs investigators? 5 A. I don't know if they were or not, sir. 6 Q. Okay. And why don't you know that? 7 A. I can't recall if they were or not I guess would 8 be a better response. 9 Q. Now, did you give testimony in the personnel 10 board hearing that oversaw Ismael's termination in 11 November of 2021? 12 A. I did, if that date is correct. 13 MR. KERTSCHER: Okay. I'm going to play into 14 the record your testimony to refresh your 15 recollection. It's about four-and-a-half minutes of 16 testimony that we're going to play into the record. 17 And, Madam Court Reporter, we can send this to 18 you if this goes too fast and you're unable to get it 19 all down. Is that okay? 20 COURT REPORTER: It is, yes, sir. 21 MR. KERTSCHER: I'm going to share my screen. 22 Can everyone see the video on the screen? 23 THE WITNESS: Yes. 24 MR. KERTSCHER: All right. Let's see if we can 25 get the sound to play. Are you-all able to hear</p>
<p style="text-align: right;">Page 62</p> <p>1 A. Based on the reading of it, it seems like it's a 2 statement from Ismael being coached. 3 Q. It's from Ismael, coached? Is that what you 4 said? 5 A. From what you said -- from what you read, she 6 put, Deputy Ismael always -- hold on. 7 "It seemed that he was holding any possibility 8 of Deputy Ismael advancing in his career over his head." 9 That is subjective. How would she know what 10 Ismael was thinking unless Ismael told her that? 11 Q. We agree on that, sir. The next sentence says, 12 "Ismael informed me that if he did not receive payment in 13 full, Jenkins would not approve his training." 14 A. Again, that's why I said that seems like a 15 statement from Ismael, which I testified to. 16 Q. It was. We agree on that, sir. 17 Does it give you concern at all, sir, that one 18 of your deputies would make that statement about one of 19 your lieutenants? 20 A. No. Again, I can't say that that statement is 21 true. 22 Q. What effort did you take to make sure this was 23 fully investigated by your internal affairs department, 24 sir? 25 A. Followed the normal process of an internal</p>	<p style="text-align: right;">Page 64</p> <p>1 that? 2 THE WITNESS: No. 3 MR. KERTSCHER: All right. Let's take a 4 two-minute break for me to get the sound on on this, 5 and we'll come right back. 6 Thank you, all. 7 (A recess was taken from 11:21 a.m. 8 until 11:24 a.m.) 9 MR. KERTSCHER: I'm going to play this video for 10 you now, Madam Court Reporter. 11 (Testimony from Plaintiff's Exhibit 30 was 12 played beginning at 1:08:32.) 13 MR. KENDRICK: Do any other board members have 14 any questions for clarification for -- 15 MS. McCLAIN-HAYMON: Yes. Sheriff, did you have 16 an occasion to -- 17 (Video glitches.) 18 MR. FRAILS: Did you get all that? 19 COURT REPORTER: I don't think so. 20 MR. KERTSCHER: All right. Start again. This 21 will be the beginning of the testimony. Thank you, 22 all. 23 (Testimony from Plaintiff's Exhibit 30 was 24 played.) 25 SHERIFF ROUNDTREE: I do.</p>

<p style="text-align: right;">Page 65</p> <p>1 MS. McCLAIN-HAYMON: Thank you.</p> <p>2 Well, can you please state your full name for</p> <p>3 the record?</p> <p>4 SHERIFF ROUNDTREE: Richard Roundtree.</p> <p>5 MS. McCLAIN-HAYMON: Okay. And what is your</p> <p>6 position, sir?</p> <p>7 SHERIFF ROUNDTREE: I am the elected sheriff of</p> <p>8 Richmond County since November of 2020.</p> <p>9 MS. McCLAIN-HAYMON: And as Sheriff of the</p> <p>10 Richmond County Sheriff's Office, you have -- you</p> <p>11 have the final say or the authority -- the final</p> <p>12 authority of the decision to terminate or discipline</p> <p>13 an employee?</p> <p>14 SHERIFF ROUNDTREE: That is correct, ma'am.</p> <p>15 That solely lies with me.</p> <p>16 MS. McCLAIN-HAYMON: Okay. In your capacity as</p> <p>17 sheriff, did you have an occasion to review</p> <p>18 disciplinary action involving Mr. Ahmed Ismael for</p> <p>19 which we're here today, sir?</p> <p>20 SHERIFF ROUNDTREE: Yes, ma'am, I did.</p> <p>21 MS. McCLAIN-HAYMON: Okay. And you're familiar</p> <p>22 with the context of the reasons for which he was</p> <p>23 being disciplined?</p> <p>24 SHERIFF ROUNDTREE: That is correct.</p> <p>25 MS. McCLAIN-HAYMON: Okay. And can you tell the</p>	<p style="text-align: right;">Page 67</p> <p>1 duty.</p> <p>2 This -- I asked how this was verified. It was</p> <p>3 to the point where when they called Captain Wylds in</p> <p>4 Burke County to ask had he been down there to apply,</p> <p>5 he said, "He's sitting in front of me right now."</p> <p>6 At that point, once he arrived at</p> <p>7 Richmond County, they conducted their interview. I</p> <p>8 told them, in fact, to write up the details of the</p> <p>9 report, everything that transpired, everything that</p> <p>10 they had confirmed, and I would place him on</p> <p>11 administrative leave, and then submit the file up the</p> <p>12 chain of command for review.</p> <p>13 The next day, the file was reviewed by</p> <p>14 Colonel Chew. At that point, on our disciplinary</p> <p>15 forms, they can either agree or disagree and offer an</p> <p>16 alternative disciplinary action to the one that</p> <p>17 proposed.</p> <p>18 Colonel Chew agreed with the termination. It</p> <p>19 was passed on to Chief Clayton. Chief Clayton</p> <p>20 independently reviewed the file. He also agreed with</p> <p>21 the termination, and it was ultimately placed on my</p> <p>22 desk for final review.</p> <p>23 When I received the file, based on all the</p> <p>24 information, I took into account the previous</p> <p>25 write-up that I had done maybe a month prior to with</p>
<p style="text-align: right;">Page 66</p> <p>1 board why you decided to terminate Mr. Ismael?</p> <p>2 SHERIFF ROUNDTREE: Absolutely.</p> <p>3 When I received information from Colonel Chew</p> <p>4 that Mr. Ismael had possibly went to Burke County, on</p> <p>5 duty, in uniform to apply for a job, I, again, told</p> <p>6 him to go ahead and proceed with an internal affairs</p> <p>7 investigation to verify the information.</p> <p>8 Colonel Chew and Chief Clayton, my other</p> <p>9 chief deputy, had some concerns because they knew</p> <p>10 that Ismael had filed a complaint.</p> <p>11 I told them I understood that. This is an</p> <p>12 independent investigation, it has nothing to do with</p> <p>13 the complaint. The complaint investigation still</p> <p>14 should continue, however, I'm not going to be held</p> <p>15 hostage by a person, who files a complaint and not</p> <p>16 subject to disciplinary action, so to proceed with</p> <p>17 the internal affairs investigation to see if, in</p> <p>18 fact, it is true.</p> <p>19 That was done. I think the next day or the day</p> <p>20 thereafter I received information again that internal</p> <p>21 affairs had tried to contact Mr. Ismael to come in</p> <p>22 for a formal review to verify the allegations.</p> <p>23 That time it was advised that he was in fact</p> <p>24 back in Burke County conducting an oral interview for</p> <p>25 the job that he had previously applied for while on</p>	<p style="text-align: right;">Page 68</p> <p>1 Mr. Ismael where they had proposed a disciplinary</p> <p>2 action of three days and probation.</p> <p>3 I actually reduced that down to two days after I</p> <p>4 looked at the entirety of the investigation. So I</p> <p>5 actually reduced that disciplinary request down to</p> <p>6 two days instead of three days and 12-months</p> <p>7 probation. That had happened, like I say, again,</p> <p>8 maybe a month prior to this incident.</p> <p>9 Taking into consideration the fact that he'd</p> <p>10 just received two days suspension without pay for a</p> <p>11 violation of conduct and the fact that he, in fact,</p> <p>12 used our County vehicle, in uniform, while on duty to</p> <p>13 go to another agency to apply for another job.</p> <p>14 And then the subsequent day -- day after, he</p> <p>15 returned back to that agency, driving the County</p> <p>16 vehicle again, interviewing for this subsequent job</p> <p>17 prior to coming to Richmond County to be interviewed</p> <p>18 by internal affairs as he was instructed to do.</p> <p>19 At that point, I made the ultimate decision that</p> <p>20 I would terminate Mr. Ismael.</p> <p>21 MS. McCLAIN-HAYMON: And Sheriff Roundtree,</p> <p>22 would it be true that your officers, as part of their</p> <p>23 training or orientation prior to working, that they</p> <p>24 are instructed that they can use their marked patrol</p> <p>25 units to conduct personal business? Would that be a</p>

<p style="text-align: right;">Page 69</p> <p>1 true statement?</p> <p>2 SHERIFF ROUNDTREE: No, ma'am. We've had</p> <p>3 instances where that has occurred before. Other</p> <p>4 deputies have been disciplined in reference to that.</p> <p>5 So that has been a matter of our policy. I think we</p> <p>6 restated it in our policy, that the vehicle were not</p> <p>7 to be used for personal use.</p> <p>8 MS. McCLAIN-HAYMON: Okay. Sheriff Roundtree,</p> <p>9 that concludes my questioning. Now, Mr. Ismael --</p> <p>10 MR. ISMAEL: Yes, ma'am.</p> <p>11 MS. McCLAIN-HAYMON: -- or board members may</p> <p>12 have some questions for you.</p> <p>13 MR. KENDRICK: Mr. Ismael, do you have any</p> <p>14 questions for Sheriff Roundtree?</p> <p>15 MR. ISMAEL: No, not for the sheriff.</p> <p>16 MR. KENDRICK: Thank you.</p> <p>17 Do any of the board members have any questions</p> <p>18 for clarification for Sheriff Roundtree?</p> <p>19 There are none.</p> <p>20 Sheriff Roundtree, we thank you so much for your</p> <p>21 presentation, for being part of this.</p> <p>22 Q. (By Mr. Kertscher) All right. I stopped the</p> <p>23 video. That's the end of the testimony.</p> <p>24 Were you able to hear all of that testimony,</p> <p>25 Sheriff Roundtree?</p>	<p style="text-align: right;">Page 71</p> <p>1 to ensure that this was not a retaliatory investigation</p> <p>2 into Ismael?</p> <p>3 A. No. That's why I followed the normal process</p> <p>4 and didn't even take it into consideration about the</p> <p>5 complaint.</p> <p>6 Q. I see. You weren't concerned about a possible</p> <p>7 retaliatory complaint against Ismael even though the</p> <p>8 complaint was initiated by an anonymous phone call to</p> <p>9 Colonel Chew, who is on your executive team, exactly one</p> <p>10 week after Ismael made his complaint against Jenkins?</p> <p>11 A. I was not.</p> <p>12 Q. That was not a concern to you?</p> <p>13 A. Not at all.</p> <p>14 Q. All right. And what else did you and</p> <p>15 Colonel Chew and Chief Clayton discuss about their</p> <p>16 concerns about a possible retaliatory filing?</p> <p>17 A. That was it.</p> <p>18 Q. All right. Turning back to your testimony, you</p> <p>19 stated, at 1:04:42 of the tape, "That was done. I think</p> <p>20 the next day or the day thereafter I received information</p> <p>21 again that internal affairs had tried to contact</p> <p>22 Mr. Ismael to come in for a formal review to verify the</p> <p>23 allegations."</p> <p>24 Do you remember that testimony that was just</p> <p>25 played into the record?</p>
<p style="text-align: right;">Page 70</p> <p>1 A. Yes, I was.</p> <p>2 Q. Was all of that true and correct, sir?</p> <p>3 A. Correct.</p> <p>4 Q. All right. I have some questions for you about</p> <p>5 that testimony.</p> <p>6 You testified beginning at 1:03:43 on the tape</p> <p>7 that "Colonel Chew and Chief Clayton, my chief deputy, had</p> <p>8 some concerns because they knew that Ismael had filed a</p> <p>9 complaint." Do you see that?</p> <p>10 A. Do I --</p> <p>11 Q. Do you remember that testimony that was just</p> <p>12 played? I'm sorry. I apologize.</p> <p>13 A. I do.</p> <p>14 Q. What were the concerns that Colonel Chew and</p> <p>15 Chief Clayton expressed to you?</p> <p>16 A. That -- the optics of, during the investigation,</p> <p>17 he had filed a complaint against Jenkins, how that would</p> <p>18 look.</p> <p>19 Q. And what were those optics that they were</p> <p>20 referring to?</p> <p>21 A. That it would look like it was retaliatory.</p> <p>22 Q. And were you concerned about a possible</p> <p>23 retaliatory investigation into Ismael?</p> <p>24 A. Not at all.</p> <p>25 Q. So did you do anything or undertake any actions</p>	<p style="text-align: right;">Page 72</p> <p>1 A. I do.</p> <p>2 Q. All right. I'm curious about that. What were</p> <p>3 you told about the fact that internal affairs had tried to</p> <p>4 contact Ismael to come in for a formal interview?</p> <p>5 A. Someone from internal affairs told me they were</p> <p>6 contacting Ismael to come in for a formal interview.</p> <p>7 Q. All right. Do you know if they had reached him?</p> <p>8 Did they tell you if they had reached him, or did they</p> <p>9 tell you they had left a voicemail for him?</p> <p>10 A. I'm not certain.</p> <p>11 Q. Now, you said the next day or the day</p> <p>12 thereafter. Is this on Monday or Tuesday when you were</p> <p>13 told this, Monday the 27th or Tuesday the 28th?</p> <p>14 A. I can't recall.</p> <p>15 Q. Okay. Now, you also testified later on in that</p> <p>16 same sentence, "At this time, it was advised that he was,</p> <p>17 in fact, back at Burke County conducting an oral interview</p> <p>18 for the job that he had previously applied for while on</p> <p>19 duty."</p> <p>20 Do you remember that testimony that was played</p> <p>21 into the record a few minutes ago?</p> <p>22 A. I do.</p> <p>23 Q. And were you aware of how when the internal</p> <p>24 affairs folks came to learn about this second interview?</p> <p>25 A. The exact moment, no.</p>

Page 73

1 Q. Did they tell you if they learned about it on
2 Monday the 27th?
3 A. I can't recall.
4 Q. Do you remember, sir?
5 A. I can't recall the exact date.
6 Q. All right. How was it that -- how did internal
7 affairs pick the particular time that they wanted
8 Mr. Ismael to come in for a formal interview with internal
9 affairs?
10 A. I can't testify to that.
11 Q. Do you know whether or not that they picked the
12 exact same time to come in and interview in
13 Richmond County as Ismael was at Burke County conducting
14 his interview?
15 A. I can't testify to that.
16 Q. If that were true, sir, wouldn't that be a very
17 odd coincidence?
18 A. I don't think that's true.
19 Q. Why not?
20 A. Because it was explained to me that when they
21 called to call him in, they were advised at that time that
22 he was actually in Burke County.
23 Q. Who were they advised by?
24 A. I can't testify to that.
25 Q. And, again, let's go with that coincidence.

Page 74

1 Isn't that an odd coincidence, that they are calling him
2 in at the exact time he's at Burke County for an
3 interview?
4 A. I think that would be the exact definition of a
5 coincidence.
6 Q. In your investigative history and training, have
7 you ever been taught to investigate coincidences as maybe
8 something that was intentionally planned, maybe not a
9 coincidence?
10 A. In my investigative -- I've been taught to look
11 at all possibilities.
12 Q. Thank you, sir.
13 Do you know whether or not they attempted to
14 contact him actually before he was in Burke County in the
15 interview and told him to come in at the time the
16 interview was set?
17 A. I'm not certain. But, again, that wasn't a
18 concern of mine.
19 Q. Okay. Wasn't it a concern of yours, sir,
20 because you testified that that was part of what was
21 disturbing to you, that he was in Burke County conducting
22 an oral interview at the time your deputies were trying to
23 reach him?
24 A. No. What concerned me was that he was in
25 Burke County in my County vehicle at the time that they

Page 75

1 called him.
2 Q. And wasn't --
3 A. That's what concerned me.
4 Q. Wasn't he in your County vehicle because your
5 sergeant had told him to get to Richmond County as soon as
6 he could, so he knew he had to go directly to
7 Richmond County after he left Burke County? Isn't that
8 why he was in your vehicle?
9 A. That's a contradiction. In your scenario, it
10 means he would have made contact prior to him going to
11 Burke County.
12 Q. Yes, sir. They would have made contact prior to
13 Burke County; right?
14 A. Prior to him going to Burke County.
15 Q. Yes, sir.
16 Have you looked into whether or not that is
17 actually what happened?
18 A. Again, that was not my concern.
19 Q. But you testified that part of that was part of
20 the reason that you fired him, because he was in the
21 County vehicle while he was at Burke County; right?
22 A. That is correct.
23 Q. Now, you testified that he -- do you know
24 whether or not he actually applied for a job the first
25 time he was there on the 17th?

Page 76

1 A. That was my understanding.
2 Q. Who gave you that understanding?
3 A. The internal affairs investigation.
4 Q. Okay. And so he filled out an application and
5 gave it there on the 17th; is that your understanding from
6 internal affairs?
7 A. It's my understanding that he applied and went
8 back for a subsequent interview.
9 Q. When you reviewed the file, did you look into
10 that at all? Well, let me go back. Do you remember
11 reviewing the file on this as you testified to?
12 A. I'm certain I did.
13 Q. Okay. And you also testified at 1:05:24 of the
14 tape that, "At that point, once he arrived in Richmond
15 County, they conducted their interview. I told them, in
16 fact, to write up the details of the report, everything
17 that transpired, everything they confirmed. And I would
18 place him on administrative leave and then submit the file
19 up the chain of command for review."
20 Do you remember that testimony that was played
21 into the record a few minutes ago?
22 A. I do.
23 Q. Okay. That testimony wasn't supported by the
24 e-mails at the time, was it, sir?
25 A. I'm sorry?

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

<p style="text-align: right;">Page 77</p> <p>1 Q. That testimony that you gave, that's not 2 supported by the e-mails that your deputies issued at the 3 time, is it? 4 MR. FRAILS: I'm going to object to the form of 5 the question. 6 (Plaintiff's Exhibit Number 21 was 7 previously marked for identification.) 8 Q. (By Mr. Kertscher) Well, let's just look at that. 9 Let's look at Exhibit 21. 10 While you're reading that, sir, I'll state for 11 the record that that's an e-mail from Captain Rahn to you 12 and Mr. Clayton and Colonel Chew, dated September 28th, 13 2021, at 12:21 p.m. 14 It says, "Just confirmed Deputy Ismael was in 15 Burke County in our vehicle doing an interview to be 16 hired. He will not be hired, and we will have the DR for 17 termination ready by the time we finish talking with him." 18 Do you see that? 19 A. I do. 20 Q. All right. So at this point on the 28th at 21 12:21 p.m., Captain Rahn, who is in charge of your 22 internal affairs, is talking about a DR, which is a 23 disciplinary record -- is that what it stands for? 24 A. Report. 25 Q. A DR, which is a disciplinary report for</p>	<p style="text-align: right;">Page 79</p> <p>1 Captain Rahn how he knew that Deputy Ismael would not be 2 hired by Burke County? 3 A. I did not. 4 Q. Did that strike you as interesting, that here he 5 had just interviewed for Burke County -- well, did it 6 strike you as coincidental that he had that information 7 from Burke County? 8 A. It did not. 9 Q. There are a number of former Richmond County 10 employees over at Burke County; isn't that true? 11 A. There were. 12 Q. Jimmy Wylds is one of them; right? 13 A. Jimmy Wylds is what? 14 Q. He used to work in the Richmond County Sheriff's 15 Department, didn't he? 16 A. He did. 17 Q. And now he's at the Burke County Sheriff's 18 Department; isn't he? 19 A. That's right. 20 Q. And he is friends with McCarty, isn't he, sir? 21 A. I'm not certain of their relationship, sir. 22 Q. All right. Are there a number of other former 23 Richmond County Sheriff's Department employees who are at 24 Burke County Sheriff's Department currently? 25 A. There are some.</p>
<p style="text-align: right;">Page 78</p> <p>1 termination. That's what Captain Rahn wrote; correct? 2 A. Correct. 3 Q. He didn't read anything about this having to go 4 up the chain or anything like that; right? In is e-mail 5 to you, he said "the DR for termination"? 6 A. That's what happens with DRs for termination, 7 they all go up the chain. 8 Q. And you didn't respond back anything about 9 having to review that or there being a lengthy review 10 process. Actually, I don't have any response from you to 11 this e-mail. Did you respond back? 12 A. I did not. 13 Q. Do you know if, at this point, at 12:21 p.m., if 14 anyone had even asked Ismael about any of this? 15 A. I do not. 16 Q. Wasn't that something important to you when you 17 reviewed the file, that someone had asked him about these 18 allegations? 19 A. What was concerning to me was that this was 20 confirmed to be true. 21 Q. Is there anywhere in the file where there's any 22 discussion with him about these allegations? I haven't 23 seen it. Have you seen that in the file, sir? 24 A. I can't recall. 25 Q. When he sent you this e-mail, did you ask</p>	<p style="text-align: right;">Page 80</p> <p>1 Q. Is there some kind of rule against interviewing 2 at another department, sir? 3 A. No. 4 Q. Now, the same day as Exhibit 21, the 28th, when 5 there's a discussion by Captain Rahn about the 6 disciplinary report for termination, you signed the 7 termination report the same day; isn't that true? 8 A. If the number tracks. 9 Q. All right. Well, do you remember that you 10 testified that the next day the file was reviewed by 11 Colonel Chew? 12 A. That's correct. 13 Q. Okay. But it wasn't, in fact, the next day. It 14 was the same day that you and Colonel Chew both approved 15 the termination of the disciplinary report that was 16 written up; isn't that true? 17 A. I can't testify to that. 18 (Plaintiff's Exhibit Number 31 was 19 previously marked for identification.) 20 Q. (By Mr. Kertscher) All right. Well, let's look 21 at it Exhibit 31, please. 22 Is that your signature on Exhibit 31? 23 A. It is. 24 Q. And is the date that you wrote there 9/28/2021? 25 A. That is correct.</p>

Page 81

1 Q. And then whose handwriting is it where it says,
2 "Sheriff's or Designee Recommendation:", and then there's
3 the handwritten word "termination"? Who wrote that?
4 A. I did.
5 Q. All right. Good. And did you also do that on
6 the 28th?
7 A. That is correct.
8 Q. Thank you, sir.
9 So I have a number of questions about this
10 document. Did you read this report before you signed it,
11 sir?
12 A. I did.
13 Q. And it says, "The Richmond County Sheriff's
14 Office Internal Affairs Division received information that
15 on September 17, 2021 around 3:00 pm, Deputy Ahmed Ismael
16 arrived at the Burke County Sheriff's Office...", and it
17 goes on.
18 Do you know why neither you or anyone else that
19 reviewed or prepared this report wrote in the word
20 "anonymous information"?
21 A. What are you reading from?
22 Q. The first line of the first paragraph, sir.
23 A. Doesn't that say September the 17th?
24 Q. Yes, sir.
25 A. You said the 21st.

Page 82

1 Q. All right. My apologies if I read it wrong.
2 Did anyone think to put in that this was
3 anonymous information?
4 A. Are you asking me why they didn't word it
5 differently?
6 Q. Yeah.
7 A. I can't testify to that.
8 Q. Okay. Now, do you know who prepared this
9 report?
10 A. Sergeant William McCarty.
11 Q. All right. And what time of day did you sign
12 this termination report on the 28th?
13 A. I can't recall.
14 Q. Do you know how close it was in relation to the
15 e-mail, Exhibit 21, that we just looked at that was
16 written at 12:21 p.m.?
17 A. I can't recall.
18 Q. And this termination decision and form looks
19 like it came into existence 36 hours after the
20 investigation had been initiated. Do you have any reason
21 to dispute that?
22 A. From the 17th to the 28th is nine days; isn't
23 it?
24 Q. All right. When did the Richmond County
25 Sheriff's Office learn that Ismael was in Burke County? I

Page 83

1 agree that it happened on the 17th, but when did y'all
2 learn about it?
3 A. I can't recall.
4 Q. Do you know whether or not Colonel Chew alleged
5 the anonymous phone call came on the 27th?
6 A. I can't recall.
7 Q. The last sentence of the first paragraph states,
8 "Deputy Ismael was assigned to training that day and was
9 still on Richmond County time."
10 Do you see that?
11 A. I do.
12 Q. You were aware, weren't you, sir, that he had
13 been released from training for the day and was driving
14 home?
15 A. That is correct.
16 Q. Thank you.
17 So the next paragraph you wrote, "On Tuesday,
18 September 28, 2021 at 11:00 am, Sgt. McCarty made contact
19 with Dep. Ismael and advised him to report to Internal
20 Affairs as soon as he could."
21 Do you see that?
22 A. I do.
23 Q. Why was it that that particular time,
24 Sergeant McCarty called him?
25 A. I can't testify to that.

Page 84

1 Q. Why would he ask him to come in "as soon as he
2 could"?
3 A. I couldn't testify to that.
4 Q. Okay. The next statement says, "Deputy Ismael
5 advised that he would be on the way and would try to be
6 here by 12:00 pm."
7 Do you see that?
8 A. I do.
9 Q. Do you know whether or not it's true that
10 McCarty actually ever talked to Ismael that day?
11 A. I can't testify to that.
12 Q. The next sentence says, "At 11:54 am that same
13 day, Sgt. McCarty received information that Dep. Ismael
14 was currently at Burke County Sheriff's Office
15 interviewing for a position."
16 Now, how did McCarty receive that information?
17 A. I can't testify to that.
18 Q. Wouldn't that all be in the file that you
19 reviewed before you approved the termination
20 recommendation, sir?
21 A. No.
22 Q. Do you remember what all was in the file that
23 you reviewed before you approved the termination
24 recommendation, sir?
25 A. I do not.

<div>Page 85</div> <div> <p>1 Q. Thank you, sir.</p> <p>2 And the next sentence says, "This information</p> <p>3 was confirmed by Sgt. McCarty and it was also discovered</p> <p>4 that he was operating his Richmond County Sheriff's Office</p> <p>5 vehicle."</p> <p>6 Was that a fact that was important to you in</p> <p>7 your termination of Deputy Ismael?</p> <p>8 A. That is correct.</p> <p>9 Q. And that occurrence could have happened because</p> <p>10 it was a set up by Sergeant McCarty, to call him when he</p> <p>11 knew he was at Burke County interviewing and would have to</p> <p>12 come straight in in his County vehicle; right?</p> <p>13 MR. FRAILS: I'm going to object to the form of</p> <p>14 the question.</p> <p>15 THE WITNESS: I have no evidence to support</p> <p>16 that.</p> <p>17 Q. (By Mr. Kertscher) Okay. Well, you haven't --</p> <p>18 I'm sorry, sir. I'll strike that.</p> <p>19 Now, as "Violation of S.O.P.," you and your</p> <p>20 department chose "Manner of Conduct 4.4 (A, B, C)."</p> <p>21 Why did you choose that SOP?</p> <p>22 A. That's an internal affairs protocol.</p> <p>23 Q. Are you done with your answer, sir?</p> <p>24 A. I am.</p> <p>25 Q. Right. You signed that document; correct?</p> </div>	<div>Page 87</div> <div> <p>1 highlighted section, 4.4 Manner of Conduct (A, B, C)?</p> <p>2 A. Yes.</p> <p>3 Q. And, then, "4.4.1 Certified: An officer, in the</p> <p>4 performance of duty, or while off duty and in uniform, or</p> <p>5 while in any manner identifiable as a police officer will</p> <p>6 maintain control of their temper."</p> <p>7 Was that why you fired him on September 28th?</p> <p>8 A. That's incorrect.</p> <p>9 Q. And subpart a. says, "An officer will not use</p> <p>10 harsh, violent, profane, or insolent language to any</p> <p>11 citizen, or other officers, whether superior or</p> <p>12 subordinate."</p> <p>13 Is that why you fired him under 4.4.1 a.?</p> <p>14 A. That is not correct.</p> <p>15 Q. And subpart b. writes, "An officer will not use</p> <p>16 any language that tends to belittle, show contempt for, or</p> <p>17 defame any race or ethnic group except when it is</p> <p>18 necessary in police reports or testimony."</p> <p>19 Is that why you fired him, sir?</p> <p>20 A. That's not correct.</p> <p>21 Q. Then subpart c. has been highlighted by someone</p> <p>22 at the sheriff's department, and it says, "An off duty</p> <p>23 officer will not conduct themselves in a manner as to</p> <p>24 reflect discredit upon the Sheriff's Office."</p> <p>25 Is that why you fired him, sir?</p> </div>
<div>Page 86</div> <div> <p>1 A. Correct.</p> <p>2 Q. And so why did you approve or sign the use of</p> <p>3 4.4 as the SOP that Ismael violated?</p> <p>4 A. That is the recommendation from internal affairs</p> <p>5 based on the matrix that they use, and I concurred with</p> <p>6 it.</p> <p>7 Q. And what's the matrix that they use?</p> <p>8 A. That's a question for internal affairs.</p> <p>9 Q. Are you familiar with what 4.4 (A, B, C) says,</p> <p>10 sir?</p> <p>11 A. Not verbatim, no.</p> <p>12 (Plaintiff's Exhibit Number 32 was</p> <p>13 previously marked for identification.)</p> <p>14 Q. (By Mr. Kertscher) We've got that for you, sir.</p> <p>15 Let's look at Exhibit 32.</p> <p>16 A. I have it.</p> <p>17 Q. While you're looking through it, I'll represent</p> <p>18 to you that this is exactly how it was produced to us by</p> <p>19 your attorneys so that the highlighting in the middle of</p> <p>20 the page is something that was provided to us and not</p> <p>21 something that my office has added.</p> <p>22 Do you know if you highlighted this or was it</p> <p>23 Sergeant McCarty or someone else?</p> <p>24 A. I can't testify to that.</p> <p>25 Q. And you see in the middle of the page, the</p> </div>	<div>Page 88</div> <div> <p>1 A. That is correct.</p> <p>2 Q. All right. Is there any other reason that you</p> <p>3 filed Ismael for, sir, that's not here in 4.4?</p> <p>4 A. It is the totality of the offense. You asked</p> <p>5 about manner of conduct and that's what applies in the</p> <p>6 matrix.</p> <p>7 Q. All right. What did he do to reflect discredit</p> <p>8 upon the sheriff's office?</p> <p>9 A. I am an elected official. All of my employees</p> <p>10 are employees of the Sheriff and not the County. If an</p> <p>11 employee wants to work at another agency, that is fine.</p> <p>12 But when they take a County vehicle on County</p> <p>13 time and apply for another sheriff's office, that reflects</p> <p>14 negatively on the sheriff's office at which he is</p> <p>15 currently employed.</p> <p>16 Q. How is that negatively reflecting on the</p> <p>17 sheriff's office, sir? Can you explain that to us?</p> <p>18 A. It shows that a person who is dissatisfied with</p> <p>19 his current position is willing to use County assets to</p> <p>20 further their career.</p> <p>21 Q. Well, sir, if they went in plain clothes and</p> <p>22 private vehicles, they're still going to identify</p> <p>23 themselves as a current Richmond County officer, aren't</p> <p>24 they, sir?</p> <p>25 A. I wouldn't know that. (Cross talk.)</p> </div>

<p style="text-align: right;">Page 89</p> <p>1 Q. When people interview for another job, they</p> <p>2 don't say where they're currently working? You don't</p> <p>3 believe that happens?</p> <p>4 MR. FRAILS: Excuse me. Can you let the Sheriff</p> <p>5 finish his answer?</p> <p>6 Q. (By Mr. Kertscher) I'm sorry. It looked to me on</p> <p>7 the Zoom like you were done. What was your answer?</p> <p>8 A. I was saying that I can't testify to the fact</p> <p>9 that they'd identify the sheriff's office. But when</p> <p>10 you're in a County vehicle and in a County uniform, that</p> <p>11 leaves no doubt that you work for another agency.</p> <p>12 Q. Right. And how does that reflect discredit upon</p> <p>13 the sheriff's office, sir?</p> <p>14 A. Because, again, if a person is going to go while</p> <p>15 on duty and in uniform and in a County vehicle to another</p> <p>16 sheriff's office and apply for a job, then that reflects</p> <p>17 negatively on the sheriff's office at which they're</p> <p>18 employed. Again, I'm an elected official.</p> <p>19 Q. I understand, sir. Wouldn't that same logic</p> <p>20 about discredit upon the sheriff's office apply if one of</p> <p>21 your lieutenants was demanding payment for time he didn't</p> <p>22 work and threatening subordinate to give that time?</p> <p>23 Wouldn't that also reflect discredit upon the</p> <p>24 sheriff's office?</p> <p>25 A. That hasn't been proven.</p>	<p style="text-align: right;">Page 91</p> <p>1 My question is, if it were true, that would reflect</p> <p>2 discredit upon the sheriff's office?</p> <p>3 A. That would be true of any deputy that worked for</p> <p>4 Richmond County.</p> <p>5 Q. Thank you, sir.</p> <p>6 And do you have any idea why that wasn't even</p> <p>7 followed on for weeks after it was reported to the County?</p> <p>8 A. I can't testify to that.</p> <p>9 Q. And do you have any understanding why Ismael's</p> <p>10 "investigation" was completed and over in 36 hours?</p> <p>11 A. The file was presented to me, and I reviewed it,</p> <p>12 and I concurred with the recommendation.</p> <p>13 Q. Okay. And you concurred with the reason that he</p> <p>14 was being terminated was because Ismael had conducted</p> <p>15 himself in a manner to reflect discredit upon the</p> <p>16 sheriff's office?</p> <p>17 A. That is correct.</p> <p>18 Q. Okay. And anyone that does that, that ought to</p> <p>19 be thoroughly investigated in your view; right?</p> <p>20 A. I believe that is the policy.</p> <p>21 Q. Who conduct themselves in a manner as to reflect</p> <p>22 discredit upon the sheriff's office, that should be</p> <p>23 thoroughly investigated?</p> <p>24 A. I think all of our policies should be thoroughly</p> <p>25 investigated. That's what internal affairs is designed to</p>
<p style="text-align: right;">Page 90</p> <p>1 Q. Well, it wasn't investigated, was it?</p> <p>2 A. I believe it was, sir.</p> <p>3 Q. All right. Who told you that?</p> <p>4 A. Investigator McCarty, I believe, looked into the</p> <p>5 case.</p> <p>6 Q. Did McCarty tell you that, or did you see</p> <p>7 evidence of investigation in the file you reviewed before</p> <p>8 you terminated Ismael?</p> <p>9 A. No. It had nothing to do with the Ismael file.</p> <p>10 I told you that one had nothing to do with the other.</p> <p>11 Q. Right. So how do you know, sir, that the</p> <p>12 allegation that Jenkins threatened a subordinate in front</p> <p>13 of private citizens --</p> <p>14 MR. FRAILS: I'm going to object to the form of</p> <p>15 the question.</p> <p>16 MR. KERTSCHER: I'm not done yet. You can get</p> <p>17 your objection in as soon as I get my question on the</p> <p>18 record.</p> <p>19 MR. FRAILS: Right.</p> <p>20 Q. (By Mr. Kertscher) If the allegation that Jenkins</p> <p>21 had threatened his subordinate to pay for time he didn't</p> <p>22 work were true, that would reflect discredit upon the</p> <p>23 sheriff's office, wouldn't it?</p> <p>24 A. I have no reason to believe that is true.</p> <p>25 Q. I understand. That's not my question, though.</p>	<p style="text-align: right;">Page 92</p> <p>1 do.</p> <p>2 Q. Why was it that your office chose this</p> <p>3 particular SOP, and not any other SOP, to put here on this</p> <p>4 termination report, Exhibit 32?</p> <p>5 A. Again, that is the internal affairs matrix.</p> <p>6 Q. Okay. Do you know if Ismael was ever trained on</p> <p>7 what the policies are when he was released from training</p> <p>8 and driving home from off-site training?</p> <p>9 A. I can't testify to that.</p> <p>10 Q. Do you have any doubt that his training had</p> <p>11 ended on September 17th when he left Forsyth, Georgia?</p> <p>12 A. I'm sorry?</p> <p>13 Q. Do you have any doubt that Ismael's training had</p> <p>14 ended on September 17th when he left Forsyth, Georgia?</p> <p>15 A. His training was terminated because he failed.</p> <p>16 He was dismissed from class. His training didn't end; he</p> <p>17 was dismissed for failing.</p> <p>18 Q. Yes, sir. Well, it was Friday afternoon, the</p> <p>19 17th, and his training was terminated. We agree on that;</p> <p>20 right?</p> <p>21 A. I'm not sure exactly what time, but it was that</p> <p>22 Friday, yes.</p> <p>23 Q. All right. But you don't dispute that his</p> <p>24 training was terminated when he left Forsyth, Georgia on</p> <p>25 the 17th?</p>

1 A. I do not.
 2 **MR. KERTSCHER:** Thank you, sir.
 3 All right. Let's take a short break. My guess
 4 is that we have another 45 minutes to an hour to go.
 5 I'm happy to just take a 15-minute break and
 6 push through and get done before 1:30, if that's
 7 agreeable with everyone else?
 8 **MR. FRAILS:** That's good.
 9 **MR. KERTSCHER:** All right. We'll come back in
 10 about ten minutes or so.
 11 (A recess was taken from 12:05 p.m.
 12 until 12:14 p.m.)
 13 **Q. (By Mr. Kertscher)** Sheriff Roundtree, you
 14 understand you're still under oath?
 15 A. Yes.
 16 **Q. You testified at the personnel board hearing, at**
 17 **1:06:22 on the tape, that, "When I received the file,**
 18 **based on all the information I took into account, the**
 19 **previous write up that I had done maybe a month prior with**
 20 **Mr. Ismael, where they had a proposed disciplinary action**
 21 **of three days suspension and probation."**
 22 **Do you remember that testimony that was read**
 23 **into the record about thirty minutes ago?**
 24 A. I do.
 25 **Q. It's true, isn't it, sir, that you weren't sent**

1 the prior disciplinary form that you were talking about
 2 there until November, were you?
 3 A. I'd have to be given the exhibit back again to
 4 testify to that.
 5 **Q. (By Mr. Kertscher)** Let's look at Exhibit 26,
 6 please. I'll represent that this is an e-mail from
 7 Sergeant McCarty to you, to Colonel Chew, and to
 8 Captain Rahn, dated November 3, at 12:47 p.m.
 9 It shows an attachment, and the attachment is
 10 the prior disciplinary form. Is that attachment there to
 11 Exhibit 26 the prior disciplinary form you were referring
 12 to in your November 4th personnel board hearing testimony?
 13 A. Yes.
 14 **Q. And you see there on page 1 of Exhibit 26 that**
 15 **you were sent this by Sergeant McCarty on November 3rd,**
 16 **the day before the personnel board hearing; right?**
 17 A. Repeat the question.
 18 **Q. You were sent this prior disciplinary form, via**
 19 **e-mail, by Sergeant McCarty on November 3rd, the day**
 20 **before the personnel board hearing; correct?**
 21 A. If that's correct. If that was the date of the
 22 hearing, yes.
 23 **Q. All right. Do you know why there's no written**
 24 **evidence of this having been sent to you at any time**
 25 **before November 3rd?**

1 A. Because it was hand-delivered to me.
 2 **Q. I see. And why is there no evidence that**
 3 **anybody signed the sign-out form to check this out of the**
 4 **personnel file room?**
 5 A. I'm not familiar with the question.
 6 **Q. Sir, if someone wanted to get a personnel file**
 7 **out of the personnel room and bring it to you and hand it**
 8 **to you, they'd have to sign a form, wouldn't they, sir?**
 9 A. I'm not familiar with that process.
 10 **Q. All right. What do you know about looking at**
 11 **the documents in someone's personnel file?**
 12 A. I say, "Bring me the person's personnel file."
 13 **Q. All right. Why did they e-mail it to you on**
 14 **November 3rd but not in September when you were actually**
 15 **considering firing Ismael?**
 16 A. I'm not certain why it was sent on this day.
 17 **Q. Was that because it was the day before the**
 18 **personnel board hearing and Sergeant McCarty wanted to**
 19 **make sure you had all the dirt on Deputy Ismael?**
 20 **MR. FRAILS:** Object to the form of the question.
 21 **THE WITNESS:** I'm not certain why he sent it on
 22 this date. I don't know if it was sent or requested.
 23 **Q. (By Mr. Kertscher)** He sent it to you and
 24 **Corporal Chew --**
 25 A. Colonel.

1 **Q. Colonel Chew, excuse me. I apologize.**
 2 A. Like I say, I'm not sure exactly why. It may
 3 have been requested by me. I'm not certain.
 4 **Q. Uh-huh. Well, let's see if we can solve that**
 5 **mystery. Now, other documents were sent around on that**
 6 **day, the day before the personnel board hearing; right?**
 7 A. I'm not familiar.
 8 (Plaintiff's Exhibit Number 27 was
 9 previously marked for identification.)
 10 **Q. (By Mr. Kertscher)** Let's look at Exhibit 27,
 11 please. I'll represent that this is an e-mail sent by
 12 Captain Rahn to Colonel Chew and to you on November 3rd at
 13 1:07 p.m.
 14 Captain Rahn wrote, "Here is the background done
 15 on Ismael and why he was terminated from Bryan County.
 16 One of the reasons was using his patrol vehicle for
 17 personal business. The county attorney is aware of this
 18 as well."
 19 Now, this was sent to you less than an hour
 20 after Exhibit 26 was sent to you; is that right?
 21 A. That appears correct.
 22 **Q. There are no e-mails of anybody sending you any**
 23 **of Ismael's personnel file or any background on Ismael on**
 24 **September 28th, is there, sir?**
 25 A. I'm not familiar.

Page 97

1 (Plaintiff's Exhibit Number 35 was
2 previously marked for identification.)
3 **Q. (By Mr. Kertscher) Let's look at Exhibit 35.**
4 **I'll represent that this is an e-mail chain**
5 **started by Captain Rahn on November 3rd, at 1:03 p.m., to**
6 **Paul Johnson where Captain Rahn wrote, "See me..." -- and**
7 **I think he's testified that he should've wrote "send me."**
8 **"Send me anything as far as notes you have on**
9 **Ismael. He has his appeal hearing tomorrow."**
10 **Do you know why Captain Rahn was trying to**
11 **gather information on Ismael before his personnel board**
12 **hearing?**
13 A. I can't testify to that.
14 **Q. And do you know why there's no evidence that**
15 **anybody gathered or looked at any of this information**
16 **before Ismael was actually terminated on September 28th?**
17 A. I can't testify to that.
18 **Q. Now, in Exhibit 35, Mr. Johnson said, "I don't**
19 **have anything on him. I believe he might be with**
20 **Lt. Parker Zone 7."**
21 **And then Rahn has e-mailed to McCarty, "Don't**
22 **forget to email Steve and Parker."**
23 **Do you know who Rahn is referring to when he**
24 **says "Steve"?**
25 A. I do not.

Page 98

1 **Q. Did you ask these individuals to get together**
2 **and find dirt on Ismael before his personnel board**
3 **hearing?**
4 A. I did not.
5 **Q. Do you know why they're trying to get notes that**
6 **Mr. Johnson has on Ismael?**
7 A. I can't testify to that.
8 (Plaintiff's Exhibit Number 36 was
9 previously marked for identification.)
10 **Q. (By Mr. Kertscher) Let's look at Exhibit 36.**
11 **While you're looking at that, I'll represent**
12 **that this is an e-mail from Steve Fanning to McCarty with**
13 **the subject line, "Ismael Notes," dated November 3, at**
14 **3:18 p.m., and there are seven attachments.**
15 **Am I reading that into the record correctly,**
16 **sir?**
17 A. I believe it's accurate.
18 **Q. And Lieutenant Fanning wrote, "Here is what I**
19 **was able to dig up."**
20 **Do you have any understanding about why Fanning**
21 **was trying to "dig up" seven different attachments and**
22 **send them to McCarty on the day before the personnel board**
23 **hearing?**
24 A. I can't testify to that.
25 **Q. Now, McCarty did not testify at the personnel**

Page 99

1 **board hearing, did he?**
2 A. I can't recall.
3 **Q. And I may have made a mistake. He may have**
4 **testified. I don't mean to state something in the record**
5 **that isn't correct. I withdraw that question.**
6 **Do you know whether McCarty actually called up**
7 **and spoke with Parker about trying to dig up dirt on**
8 **Ismael?**
9 A. I can't testify to that.
10 (Plaintiff's Exhibit Number 37 was
11 previously marked for identification.)
12 **Q. (By Mr. Kertscher) Let's look at Exhibit 37.**
13 **I'll represent to the court that this is an**
14 **e-mail dated November 3rd, at 6:00 p.m., from Elijah**
15 **Parker to Sergeant McCarty.**
16 **This is an e-mail regarding a prior incident**
17 **from July 19, 2021, where -- who is Elijah Parker? What**
18 **is his position?**
19 A. He's a zone lieutenant.
20 **Q. The Zone 7 lieutenant?**
21 A. At the time, I believe so.
22 **Q. What is his position now?**
23 A. He's still a zone lieutenant. I'm not sure
24 which zone.
25 **Q. If he was the lieutenant of Zone 7 at the time,**

Page 100

1 **he would've been Ismael's direct supervisor; is that**
2 **right?**
3 A. I can't say that for sure.
4 **Q. And then he wrote that there was a conflicting**
5 **statement between Mr. Cannon and Deputy Ismael. Is that**
6 **how you take this?**
7 A. (No response.)
8 **Q. Lieutenant Parker wrote, "I had both parties in**
9 **my office, and they resolved whatever issues they had.**
10 **There were no entries in his Deputy Diary."**
11 **Do you see that?**
12 A. I do.
13 **Q. What is the deputy diary that Lieutenant Parker**
14 **was talking about there?**
15 A. I can't testify to that.
16 **Q. You don't know anything about a deputy diary**
17 **kept by your zone commanders?**
18 A. I do not.
19 **Q. Do you have any idea why Sergeant McCarty would**
20 **be asking Elijah Parker what's in his deputy diary for**
21 **Ismael on November 3rd?**
22 A. I cannot testify to that.
23 **Q. Let's go back to Exhibit 26 for a minute. The**
24 **attachment to Exhibit 26 is this incident involving Ismael**
25 **earlier in the year in 2021 that you testified about**

1 previously. Do you see that?

2 A. I do.

3 Q. And you apparently changed the recommendation.

4 You reduced the penalty that was recommended against

5 Ismael. You reduced it from three days suspension to

6 two days, and you took off the recommendation that he

7 receive anger management counseling; is that right?

8 A. That is correct.

9 Q. And why did you reduce the recommended

10 discipline?

11 A. Based on the complaint and me watching the

12 video, I thought the two day suspension was satisfactory.

13 Q. So in that one, you went as far as to watch the

14 video on your own; is that right?

15 A. That is correct.

16 Q. And that's the body cam video that you're

17 talking about; is that right?

18 A. That is correct.

19 Q. Okay. And just out of curiosity, what does this

20 incident where there were elderly people being removed

21 from a car that was on fire have to do with him stopping

22 by Burke County on his way back from training?

23 A. Your question to me was did I have any other

24 prior knowledge, and I said that the only other one I knew

25 about was this incident.

1 Q. All right. So the two don't really have

2 anything to do with each other, then? Would you agree

3 with that? They're two very different incidents?

4 A. Correct.

5 Q. I'm sorry. Did you say "correct"?

6 A. Correct.

7 Q. Thank you.

8 Now, you also testified at the personnel board

9 hearing, beginning at 1:07:40 of the tape -- well, the

10 question posed to you, "Would it be true that your

11 officers, as part of their training or orientation prior

12 to work, that they're instructed that they can use their

13 marked patrol cars to conduct personal business?"

14 And then you answered, "We've had instances

15 where that occurred. Before all that, deputies have been

16 disciplined in reference to that. So I think that has

17 been a matter of our policy."

18 Do you recall that testimony that was played

19 into the record a little while ago today?

20 A. I do.

21 Q. And we've asked in interrogatories, sir, that

22 the Richmond County Sheriff's Office identify these

23 instances, and they haven't provided any.

24 So let me just ask you who the people were that

25 were previously disciplined for using their marked patrol

1 cars?

2 A. I couldn't testify to that.

3 Q. When was the last time someone was disciplined

4 for that?

5 A. I couldn't testify to that.

6 Q. It's true that deputies do often take their

7 patrol cars to get food after their shift is over; isn't

8 that true?

9 A. I can't testify to that.

10 Q. It's true, isn't it, that deputies often take

11 their patrol cars, after their shift is over, to go to a

12 local store?

13 A. I couldn't testify to that.

14 Q. And isn't it true -- did you ever do that, sir,

15 when you were on patrol?

16 A. 25 years ago?

17 Q. Yes, sir.

18 A. Can't recall.

19 Q. Did you ever stop by the grocery store on your

20 way home after your shift in your patrol car?

21 A. I can testify to that, no.

22 Q. Isn't it true, sir, that deputies go to the gym,

23 once they're off their shift, in their patrol car?

24 A. I can't testify to that.

25 Q. You're not aware of these things being commonly

1 done at the Richmond County Sheriff's Department, sir?

2 A. I can't testify to the commonality of that.

3 Q. Okay. Have you ever heard the term, "Blue Wall

4 of Silence"?

5 A. I have.

6 Q. What does that refer to, in your understanding?

7 A. It was told to me in the academy 30 years ago

8 that it was a code amongst police officers.

9 Q. And the code is that they don't rat on each

10 other; right?

11 A. That was the code 30 years ago.

12 Q. How many whistleblowers, where one officer

13 reported another's potential crime or racially-related

14 harassment, have you had like in your 12 years as sheriff?

15 MR. FRAILS: I'm going to object to the form of

16 the question.

17 THE WITNESS: I can't recall how many complaints

18 deputies have filed against other deputies.

19 Q. (By Mr. Kertscher) All right. Well,

20 specifically, how many instances have you had where one

21 officer filed a complaint against another for violating

22 the law?

23 A. I can't testify to that.

24 Q. How many times have you had one officer blow the

25 whistle against another for engaging in racial harassment?

<div>Page 105</div> <div> <p>1 MR. FRAILS: I'm going to object to the form of</p> <p>2 the question.</p> <p>3 THE WITNESS: I can't testify to that.</p> <p>4 Q. (By Mr. Kertscher) How would we find out the</p> <p>5 answers to that, sir?</p> <p>6 A. I guess you would ask every deputy I employee.</p> <p>7 Q. Do you remember if it's ever happened where you</p> <p>8 have a whistleblower (cross talk).</p> <p>9 MR. FRAILS: Object to the form of the question.</p> <p>10 THE WITNESS: I can't recall.</p> <p>11 Q. (By Mr. Kertscher) So you don't know whether it's</p> <p>12 happened or not in your 12 years as sheriff; is that</p> <p>13 right?</p> <p>14 A. That is correct.</p> <p>15 Q. As you sit here today, can you identify any</p> <p>16 deputy that was fired, or even disciplined, for doing</p> <p>17 anything similar to what Ismael did?</p> <p>18 A. In my 12 years, we've fired deputies for a range</p> <p>19 of things. I can't say specifically which.</p> <p>20 Q. You mentioned earlier that you instituted a</p> <p>21 progressive discipline policy. Do you remember that</p> <p>22 testimony from earlier this morning?</p> <p>23 A. That is correct.</p> <p>24 Q. And did you consider any discipline other than</p> <p>25 termination against Ismael?</p> </div>	<div>Page 107</div> <div> <p>1 regarding security if they did not use Richmond County</p> <p>2 deputies?</p> <p>3 A. They can use any private security entity or the</p> <p>4 Richmond County Marshall's Office. They supplement</p> <p>5 security when we don't have enough Richmond County</p> <p>6 deputies.</p> <p>7 Q. If, in fact, the derogatory comments toward</p> <p>8 Ismael were overheard by an employer or an employer's</p> <p>9 supervisor, what course of action could they have taken</p> <p>10 regarding his comments?</p> <p>11 A. They could have filed a complaint with our</p> <p>12 internal affairs division.</p> <p>13 Q. Are you aware as to whether or not they filed a</p> <p>14 complaint with the internal affairs division?</p> <p>15 A. None that I'm aware of.</p> <p>16 MR. FRAILS: I have no further questions.</p> <p>17 RECROSS-EXAMINATION</p> <p>18 BY MR. KERTSCHER:</p> <p>19 Q. One follow-up question, Sheriff Roundtree. Have</p> <p>20 you read Mr. Gilbert's deposition where he testified about</p> <p>21 why he kept security with the Richmond County Sheriff's</p> <p>22 Department?</p> <p>23 A. I did not.</p> <p>24 Q. So you don't have any knowledge about his</p> <p>25 explanation and why he wanted Richmond County deputies on</p> </div>
<div>Page 106</div> <div> <p>1 A. Based on the circumstances, I did not.</p> <p>2 MR. KERTSCHER: Thank you, sir. That's all the</p> <p>3 questions I have for you at this time.</p> <p>4 THE WITNESS: Thank you.</p> <p>5 MR. KERTSCHER: Give us a moment.</p> <p>6 (Off the record.)</p> <p>7 DIRECT EXAMINATION</p> <p>8 BY MR. FRAILS:</p> <p>9 Q. Sheriff, when a private citizen such as</p> <p>10 Urban Air employes deputies to work specials, are they</p> <p>11 required to keep deputies on that they're dissatisfied</p> <p>12 with?</p> <p>13 A. No. It's up to their discretion.</p> <p>14 Q. And if, in fact, some of the comments concerning</p> <p>15 Jenkins were true such as demanding to be paid for time</p> <p>16 that he didn't work, what would be the recourse for the</p> <p>17 business owner?</p> <p>18 A. That Lieutenant Jenkins, or any other deputy,</p> <p>19 could have been terminated from the special.</p> <p>20 Q. And who would do that termination?</p> <p>21 A. The business owner.</p> <p>22 Q. In addition to that, are they required to hire</p> <p>23 Richmond County deputies to provide security?</p> <p>24 A. No.</p> <p>25 Q. What other option would any business owner have</p> </div>	<div>Page 108</div> <div> <p>1 site because they have arrest powers?</p> <p>2 A. I'm not.</p> <p>3 MR. KERTSCHER: Thank you, sir. No further</p> <p>4 questions.</p> <p>5 REDIRECT EXAMINATION</p> <p>6 BY MR. FRAILS:</p> <p>7 Q. Even if they kept on Richmond County deputies,</p> <p>8 was there any requirement that they keep Jenkins on their</p> <p>9 special?</p> <p>10 A. None whatsoever.</p> <p>11 MR. FRAILS: Thank you.</p> <p>12 MR. KERTSCHER: No further questions, sir.</p> <p>13 Thank you very much.</p> <p>14 Everyone have a very nice weekend.</p> <p>15 COURT REPORTER: Thank you. You as well.</p> <p>16 MR. KERTSCHER: I would like a transcript,</p> <p>17 please.</p> <p>18 (Deposition concluded at 12:48 p.m.)</p> <p>19 (The reading and signing of the deposition</p> <p>20 by the witness was waived.)</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> </div>

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

Page 109

1 DISCLOSURE

2 DEPONENT: RICHARD ROUNDTREE

3 STATE OF GEORGIA:

4 COUNTY OF DEKALB:

5 Pursuant to Article 10.B. of the Rules and
6 Regulations of the Board of Court Reporting of the
7 Judicial Council of Georgia, I make the following
8 disclosure:

9 I am a Georgia Certified Court Reporter. I am here
10 as a representative of Regency-Brentano, Inc.

11 Regency-Brentano, Inc., was contacted by the offices
12 of Hill, Kertscher & Wharton, LLP to provide court
13 reporting services for this deposition. Regency-Brentano,
14 Inc., will not be taking this deposition under any
15 contract that is prohibited by O.C.G.A. Sec. 15-14-37(a)
16 and (b).

17 Regency-Brentano, Inc., has no contract/agreement to
18 provide reporting services with any party to the case, any
19 counsel in the case, or any reporter or reporting agency
20 from whom a referral might have been made to cover this
21 deposition. Regency-Brentano, Inc., will charge its usual
22 and customary rates to all parties in the case, and a
23 financial discount will not be given to any party to this
24 litigation.

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

49

50

51

52

53

54

55

56

57

58

59

60

61

62

63

64

65

Dated: 12/8/23; Anne Marie Russell, 5756-3343-3978-4704,
CCR, CVR

Page 110

1 C E R T I F I C A T E

2 STATE OF GEORGIA:

3 COUNTY OF DEKALB:

4 I hereby certify that the foregoing transcript was
5 taken down by me, as stated in the caption, and the
6 colloquy, questions, and answers thereto were reduced to
7 typewriting under my direction; that the foregoing pages 1
8 through 108 represent a true, complete, and correct
9 transcript of the evidence given.

10 The above certification is expressly withdrawn and
11 denied upon the disassembly or photocopying of the
12 foregoing transcript unless said disassembly or
13 photocopying is done under the auspices of
14 Regency-Brentano, Inc., and the signature and original
15 seal is attached thereto.

16 I further certify that I am not related to or of
17 counsel to the parties in the case; am not in the regular
18 employ of counsel for any of said parties; nor am I in any
19 way interested in the result of said case.

20 This 26th day of December 2023.

21

22

23

24

25

26

27

28

29

30

ANNE MARIE RUSSELL, CCR, CVR, 5756-3343-3978-4704

Ismael v.
Roundtree, et al.Richard Roundtree
December 8, 2023

/	73:7,9;76:3,6;77:22; 81:14;83:20;85:22; 86:4,8;91:25;92:5; 107:12,14	allegation (6) 15:4;21:9;52:25; 54:20;90:12,20	approve (3) 61:7;62:13;86:2	44:13;45:15,20;47:14, 16:55;2;72:23;83:12; 96:17;103:25;107:13, 15
/// (3) 36:24,25;41:25	afraid (1) 58:12	allegations (7) 17:20;47:25;60:13; 66:22;71:23;78:18,22	approved (3) 80:14;84:19,23	away (5) 29:22;32:19;35:3,4,6
A	afternoon (2) 32:25;92:18	alleged (3) 46:9;52:22;83:4	approximate (1) 24:2	awhile (1) 10:7
able (5) 30:23;57:17;63:25; 69:24;98:19	again (50) 7:11;10:6;15:13; 17:5;18:11;19:12;20:1; 21:1,16;22:1,7;24:12; 25:19;28:19;30:15; 31:10;32:9,15;33:25; 38:17,18;39:3,14;40:1; 43:14;46:19;47:1,5,9; 50:13;53:14;57:4;60:6, 15;61:9;62:14,20; 64:20;66:5,20;68:7,16; 71:21;73:25;74:17; 75:18;89:14,18;92:5; 94:3	allowable (1) 5:4	approximately (2) 7:17;10:1	B
Absolutely (1) 66:2		along (1) 12:15	area (1) 52:17	back (33) 6:11,17,19;9:7; 10:20;13:3,5,19,20; 23:22;28:23;31:20,23; 32:12,18,21;33:14,17; 35:7;39:10;64:5;66:24; 68:15;71:18;72:17; 76:8,10;78:8,11;93:9; 94:3;100:23;101:22
academy (1) 104:7		alternate (1) 19:18	arrest (1) 108:1	background (2) 96:14,23
accepted (1) 8:24		alternative (1) 67:16	arrived (3) 67:6;76:14;81:16	backs (1) 39:8
accident (2) 34:11;35:11		Although (1) 56:12	ascend (1) 11:10	based (12) 12:19;17:13,15;20:3; 25:21,22;62:1;67:23; 86:5;93:18;101:11; 106:1
account (2) 67:24;93:18		always (2) 55:22;62:6	ascended (1) 10:23	Basically (1) 57:8
accurate (2) 53:17;98:17		amongst (1) 104:8	ascending (1) 11:1	basis (2) 11:20;43:13
action (9) 15:13;25:4;55:10; 65:18;66:16;67:16; 68:2;93:20;107:9	against (52) 12:10,12,22,23; 13:16;14:3,23;16:15; 18:8,9;20:17,24;21:10, 15,23;22:9,13,16,21, 22;23:8;24:16,17,20, 24;25:3;36:14;42:23; 43:3,15,19;44:11,14, 17,23;45:2,16;46:4,13, 18;47:4,25;48:9;70:17; 71:7,10;80:1;101:4; 104:18,21,25;105:25	anger (1) 101:7	assets (1) 88:19	became (4) 8:4;9:19;10:19; 19:11
actually (13) 6:7;34:9;68:3,5; 73:22;74:14;75:17,24; 78:10;84:10;95:14; 97:16;99:6		anonymous (12) 17:4,8,11,14,17,23; 18:9;40:7;71:8;81:20; 82:3;83:5	assign (1) 18:13	become (4) 23:24;24:4,5,10
added (2) 59:4;86:21	agency (7) 19:22;20:5;25:23; 68:13,15;88:11;89:11	another's (1) 104:13	assigned (7) 12:13;16:24;18:1,8, 16;41:16;83:8	becoming (1) 6:3
addition (2) 29:11;106:22	ago (12) 10:22;13:20;23:5; 24:21;55:8;72:21; 76:21;93:23;102:19; 103:16;104:7,11	answered (1) 102:14	assignment (1) 50:14	began (2) 40:6;55:20
additional (1) 33:3		APD (1) 7:14	assignments (2) 33:7;41:12	beginning (4) 64:12,21;70:6;102:9
adds (1) 7:18		apologies (1) 82:1	assume (2) 14:22;59:7	behalf (3) 46:15;47:10,18
admin (1) 10:24	agree (13) 8:20;19:16;29:6; 40:5,12;43:11;60:4; 62:11,16;67:15;83:1; 92:19;102:2	apologize (3) 48:21;70:12;96:1	assumed (1) 11:8	behavior (1) 46:17
administrative (2) 67:11;76:18		apparently (1) 101:3	attachment (4) 94:9,9,10;100:24	behind (1) 17:9
advancing (2) 61:5;62:8	agreeable (3) 5:8,9;93:7	appeal (1) 97:9	attachments (2) 98:14,21	belittle (1) 87:16
advise (1) 43:14	agreed (4) 32:18;59:5;67:18,20	appears (1) 96:21	attained (1) 7:2	best (3) 19:22;20:4;25:22
advised (6) 66:23;72:16;73:21, 23;83:19;84:5	agrees (1) 15:14	applied (4) 66:25;72:18;75:24; 76:7	attitude (1) 53:4	better (2) 18:4;63:8
affairs (58) 9:13;10:18;12:10,11, 13,20;13:4,6,11,12,16, 22;14:7;15:3,10,23; 16:2,10,14;17:3;18:2, 15;20:8;22:13,21;23:9; 25:9;42:20,23;44:20; 45:12,16;54:22;62:23; 63:1,4;66:6,17,21; 68:18;71:21;72:3,5,24;	ahead (4) 7:8;44:2;58:8;66:6	application (1) 76:4	attorney (1) 96:17	bit (2) 25:24;43:8
	Ahmed (4) 37:10;42:14;65:18; 81:15	applies (1) 88:5	attorneys (1) 86:19	blow (1) 104:24
	Air (15) 41:3,10;46:25;47:9; 48:19,25;50:13,17,23; 51:2;53:20;54:1;57:1, 14;106:10	apply (6) 66:5;67:4;68:13; 88:13;89:16,20	Augusta (3) 6:7;41:3;56:8	Blue (1) 104:3
		appraisal (6) 36:9,11,14,16;37:9, 13	authority (5) 18:19;19:12;54:11; 65:11,12	board (18)
		appreciate (1) 24:15	available (2) 39:10,11	
		apprised (3) 12:24;13:21;15:2	aware (29) 12:12;22:10;23:24; 24:1,4,5,10,11;32:3; 33:16;35:21,25;36:4; 41:6;42:22;43:3,14;	

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

6:11,16;63:10;64:13; 66:1,69:11,17;93:16; 94:12,16,20;95:18; 96:6;97:11;98:2,22; 99:1;102:8 body (1) 101:16 bomb' (1) 54:13 bombs (1) 57:16 both (6) 8:15;9:5;23:3;26:25; 80:14;100:8 bottom (2) 48:17;60:16 box (5) 38:9,19;39:6,16,25 break (4) 44:2;64:4;93:3,5 brief (1) 14:13 briefed (3) 12:15;13:22;14:1 briefing (1) 15:8 bring (3) 20:1;95:7,12 broadly (1) 12:8 Bryan (1) 96:15 building (1) 55:23 Burke (27) 66:4,24;67:4;72:17; 73:13,22;74:2,14,21, 25;75:7,11,13,14,21; 77:15;79:2,5,7,10,17, 24;81:16;82:25;84:14; 85:11;101:22 business (11) 29:22;49:3;60:6,8,9; 68:25;96:17;102:13; 106:17,21,25 busy (1) 49:3	17:4,8,12,17;38:23; 39:9;41:2 cam (1) 101:16 came (7) 6:11,17;8:18;10:17; 72:24;82:19;83:5 can (40) 7:8;16:1;17:20;19:4; 20:21;21:6,11,18;27:3, 13;28:11;30:1,6,13,18; 31:17;33:25;35:1;37:6, 7;40:11;41:24;43:14; 57:7;59:12;63:17,22, 24;65:2,25;67:15; 68:24;88:17;89:4; 90:16;96:4;102:12; 103:21;105:15;107:3 Cannon (1) 100:5 capacity (2) 8:14;65:16 Captain (17) 16:5;18:14;23:21; 28:8;29:24;67:3;77:11, 21;78:1;79:1;80:5; 94:8;96:12,14;97:5,6, 10 car (16) 26:23;28:12;29:2,18; 30:3,9;31:9,19,23; 34:11,17;35:10;53:7; 101:21;103:20,23 care (2) 53:9;56:7 career (4) 26:18;61:6;62:8; 88:20 cars (5) 28:18;102:13;103:1, 7,11 case (17) 5:7;12:21;15:19; 16:14;21:5,7,9;23:25; 26:7;31:13;34:24;45:4; 48:5;52:11,23;60:2; 90:5 cases (2) 10:8;51:23 cause (3) 61:15,22;63:2 cautious (1) 19:3 certain (9) 20:10;57:24;72:10; 74:17;76:12;79:21; 95:16,21;96:3 certainly (2) 8:24;59:11 certainty (1) 18:16 Certified (1) 87:3	chain (5) 67:12;76:19;78:4,7; 97:4 challenge (1) 54:11 Chambliss (11) 55:17;56:2,5,17,20; 57:13,21;58:16;60:17; 61:4,14 Chambliss's (2) 56:12,22 chances (1) 58:13 changed (1) 101:3 charge (11) 31:14;41:1,8,9,10, 13;54:12;56:23;58:18, 18;77:21 check (3) 30:21;32:7;95:3 checked (4) 38:9,19;39:6,16 Chew (31) 9:21;10:2,5,10,17, 22;11:7,14,19,21; 16:12;17:25;18:5,13; 29:23;66:3,8;67:14,18; 70:7,14;71:9,15;77:12; 80:11,14;83:4;94:7; 95:24;96:1,12 Chief (13) 11:4,19;12:18;15:17; 16:13;66:8,9;67:19,19; 70:7,7,15;71:15 choose (1) 85:21 chose (2) 85:20;92:2 chosen (1) 40:16 circumstances (1) 106:1 citizen (7) 36:13;43:4;46:8; 61:22;63:2;87:11; 106:9 citizens (7) 46:11,25;47:8;56:4, 7;60:13;90:13 clarification (2) 64:14;69:18 clarify (1) 16:23 class (1) 92:16 Clayton (12) 11:4,15,16,19;16:13; 66:8;67:19,19;70:7,15; 71:15;77:12 Clayton's (1) 12:1 clear (1)	41:15 clock (1) 27:21 close (3) 8:14;26:21;82:14 closely (2) 10:7;11:20 closest (1) 11:13 clothes (1) 88:21 coached (2) 62:2,3 code (3) 104:8,9,11 coincidence (5) 73:17,25;74:1,5,9 coincidences (1) 74:7 coincidental (1) 79:6 colleagues (2) 9:18;49:11 Colonel (40) 9:21;10:2,5,10,17,21, 21,22,24,24;11:3,5,8, 11,14,19,21;12:18; 15:14;16:12;17:25; 18:5,13;29:23;66:3,8; 67:14,18;70:7,14;71:9, 15;77:12;80:11,14; 83:4;94:7;95:25;96:1, 12 coming (3) 11:4;34:20;68:17 command (3) 41:14;67:12;76:19 commander (4) 18:17;59:1,10;61:16 commanders (1) 100:17 comment (2) 24:22,25 comments (6) 25:20;44:15;46:6; 106:14;107:7,10 committee (2) 59:2,5 common (1) 25:25 commonality (1) 104:2 commonly (1) 103:25 comp (1) 34:14 compensation (1) 34:21 complaint (55) 12:11;14:8,14,15,20; 15:8,12;16:14;18:8,9; 19:13;20:16,24;21:14, 15,19,20,22,24;22:2,6,	8;23:9,25;24:16,24; 25:6;36:14;43:3,15,18; 44:13,17,23;45:2,16; 46:4,12;48:8;51:15; 60:6;66:10,13,13,15; 70:9,17;71:5,7,8,10; 101:11;104:21;107:11, 14 complaints (18) 12:10,24;13:4,6,11, 12,16,22;14:23;17:3; 22:9,13,21;24:17,19; 42:23;44:11;104:17 completed (1) 91:10 concern (10) 47:2;52:21;61:15,22; 62:17;63:2;71:12; 74:18,19;75:18 concerned (4) 70:22;71:6;74:24; 75:3 concerning (4) 46:16;50:12;78:19; 106:14 concerns (4) 66:9;70:8,14;71:16 concluded (2) 15:1;108:18 concludes (3) 29:16;31:16;69:9 conclusion (2) 12:16;48:8 conclusions (1) 15:3 concurred (3) 86:5;91:12,13 conduct (9) 56:13;68:11,25; 85:20;87:1,23;88:5; 91:21;102:13 conducted (4) 55:21;67:7;76:15; 91:14 conducting (4) 66:24;72:17;73:13; 74:21 confirmed (5) 67:10;76:17;77:14; 78:20;85:3 conflicting (1) 100:4 consider (1) 105:24 consideration (2) 68:9;71:4 considered (3) 33:1,6;34:12 considering (1) 95:15 consolidated (1) 6:8 consolidation (2)
C				
Caleb (3) 16:7;44:21;45:12 call (14) 10:11;17:9,14,23; 18:4;32:7;40:7;51:14; 54:12;57:7;71:8;73:21; 83:5;85:10 called (7) 41:3;51:12;67:3; 73:21;75:1;83:24;99:6 calling (1) 74:1 calls (7)				

7:10,13 contact (9) 9:8;55:3;66:21; 71:21;72:4;74:14; 75:10,12;83:18 contacting (1) 72:6 contempt (1) 87:16 content (2) 46:21;47:5 contents (4) 46:19,24;47:17,19 context (1) 65:22 continue (2) 8:13;66:14 continues (1) 9:11 continuing (2) 14:1;56:21 continuity (1) 11:10 contradiction (1) 75:9 control (1) 87:6 controls (1) 41:12 conversation (1) 47:13 conversations (1) 23:14 cooperative (1) 53:3 coordinator (1) 30:21 copy (1) 30:22 Corporal (1) 95:24 correction (1) 34:3 correctly (2) 46:2;98:15 corroborating (1) 46:9 Counsel (3) 5:8;24:1,11 counseling (1) 101:7 County (95) 5:25;6:4,16,23;7:14; 15:24;17:24;29:3;31:9; 32:1,7,14;33:8,18,23; 34:17;37:8;39:5,24; 40:13;41:1,21;50:15; 22:51:1;56:8;65:8,10; 66:4,24;67:4,7;68:12; 15,17;72:17;73:13,13; 22;74:2,14,21,25,25; 75:4,5,7,7,11,13,14,21, 21;76:15;77:15;79:2,5,	7,9,10,14,17,23,24; 81:13,16;82:24,25; 83:9;84:14;85:4,11,12; 88:10,12,12,19,23; 89:10,10,15;91:4,7; 96:15,17;101:22; 102:22;104:1;106:23; 107:1,4,5,21,25;108:7 County-issued (5) 26:23,25;28:20,21; 29:2 course (4) 14:18;17:18;56:10; 107:9 court (10) 5:22;7:8;37:4;42:4; 63:17,20;64:10,19; 99:13;108:15 courtesy (1) 38:12 create (1) 22:4 created (1) 19:11 credibility (2) 17:10,19 credible (1) 17:14 crime (5) 8:1,5,9;10:8;104:13 crimes (1) 9:25 cross (3) 22:17;88:25;105:8 CROSS-EXAMINATION (1) 5:15 crude (1) 57:16 curiosity (1) 101:19 curious (1) 72:2 current (3) 28:16;88:19,23 currently (5) 50:22;79:24;84:14; 88:15;89:2 cutting (1) 26:21	28:16;29:12,16;33:22; 55:20;66:19,19;67:13; 68:14,14;71:20,20; 72:11,11;80:4,7,10,13, 14;82:11;83:8,13; 84:10,13;94:16,19; 95:16,17;96:6,6;98:22; 101:12 days (12) 43:18;51:1,7;68:2,3, 6,6,10;82:22;93:21; 101:5,6 day-to-day (1) 11:20 death (1) 34:12 debate (1) 34:14 December (4) 9:12;23:18;47:11; 50:23 decide (2) 10:15;20:12 decided (1) 66:1 deciding (1) 19:25 decision (11) 8:16,21;10:13;15:19; 18:12;36:18,19;59:8; 65:12;68:19;82:18 decisions (1) 58:24 defame (1) 87:17 defer (3) 31:11,14;32:9 definition (1) 74:4 delegated (1) 41:14 demand (1) 59:21 demanding (2) 89:21;106:15 demands (1) 52:6 demonstrate (1) 53:8 demoted (1) 23:22 demon (1) 23:15 Dep (2) 83:19;84:13 Department (37) 6:4,8,24;8:13,25; 9:13;12:5;13:7,15,23, 24;16:2;17:24;27:19; 39:6,16,24;40:6,14; 41:2,22;43:8;50:16; 54:4,7,23;56:4,9; 62:23;79:15,18,23,24;	80:2;85:20;87:22; 104:1;107:22 depends (2) 15:4;32:15 deposed (2) 5:18,20 deposition (5) 5:2;55:7;107:20; 108:18,19 deputies (25) 26:6,7;27:20;29:17; 39:9,22;52:22;62:18; 69:4;74:22;77:2; 102:15;103:6,10,22; 104:18,18;105:18; 106:10,11,23;107:2,6, 25;108:7 Deputy (69) 11:4,19;12:18,23; 15:17;16:13;18:7; 23:25;24:5,8,9,10; 33:17;35:5,14;37:10; 38:11,22,24;39:8,9,19, 20;40:6,13;41:12,14; 42:23;43:4,7,15,18; 45:15;46:3,6,9,12; 47:25;48:24;51:16; 55:19;56:14,24;57:23; 58:2,10;59:22;60:7; 61:5;62:6,8;66:9;70:7; 77:14;79:1;81:15;83:8; 84:4;85:7;91:3;95:19; 100:5,10,13,16,20; 105:6,16;106:18 derogatory (2) 46:5;107:7 descent (1) 36:3 describe (3) 7:19;9:16;10:4 described (1) 13:1 designed (1) 91:25 Designee (1) 81:2 desk (1) 67:22 details (2) 67:8;76:16 determination (2) 19:21;36:22 determine (1) 58:22 determines (1) 59:2 developments (1) 55:3 Diary (4) 100:10,13,16,20 diem (2) 29:8,14 difference (1)	34:21 different (6) 33:15,15;52:13; 60:10;98:21;102:3 differently (1) 82:5 difficult (1) 13:18 dig (3) 98:19,21;99:7 diligent (3) 14:22;19:3;20:12 diligently (1) 19:9 direct (4) 9:18;60:12;100:1; 106:7 direction (1) 49:25 directly (4) 8:20;9:7;16:10;75:6 dirt (3) 95:19;98:2;99:7 disagree (4) 8:20;43:11,12;67:15 disagrees (1) 15:15 disciplinary (19) 15:12;25:4;41:20; 55:10;65:18;66:16; 67:14,16;68:1,5;77:23, 25;80:6,15;93:20;94:1, 10,11,18 discipline (7) 19:11;22:16;23:8; 65:12;101:10;105:21, 24 disciplined (6) 65:23;69:4;102:16, 25;103:3;105:16 Discipline-wise (3) 42:15;43:2,12 disclosure (1) 14:15 discovered (1) 85:3 discovery (1) 5:3 discredit (9) 87:24;88:7;89:12,20, 23;90:22;91:2,15,22 discretion (3) 58:21;59:3;106:13 discuss (1) 71:15 discussed (1) 60:3 discussion (2) 78:22;80:5 dismissed (2) 92:16,17 disparaging (2) 24:22,24
	D			
	date (10) 16:17;24:2,12;35:16; 45:24;63:12;73:5; 80:24;94:21;95:22 dated (6) 42:7;48:18;77:12; 94:8;98:13;99:14 dates (2) 23:23;45:20 day (36) 11:18;27:7,10,11;			

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

display (1) 53:3	duties (1) 32:13	9:20;79:10;23;88:9, 10	85:15;90:7;94:24; 95:2;97:14	56:24
displaying (1) 53:15	duty (14) 18:24;29:6;33:11; 34:8,9;41:12;66:5; 67:1;68:12;72:19;87:4, 4,22;89:15	employer (2) 23:4;107:8	exact (6) 45:19;72:25;73:5,12; 74:2,4	F
displays (1) 39:19	E	employer's (1) 107:8	exactly (8) 16:25;41:11;47:1,6; 71:9;86:18;92:21;96:2	facility (3) 41:3;46:25;53:21
dispute (22) 37:14,20;38:15;39:1, 12,23;42:25;45:24; 49:6,12,20;50:8;53:11; 54:16;55:25;56:15; 57:12,19;58:14;61:13; 82:21;92:23		employees (1) 106:10	EXAMINATION (2) 106:7;108:5	fact (16) 26:6;27:15;66:18,23; 67:8;68:9,11,11;72:3, 17;76:16;80:13;85:6; 89:8;106:14;107:7
disputes (1) 35:1	eagerness (1) 39:21	employing (1) 51:15	examined (1) 5:13	factual (1) 43:13
disrespectful (1) 44:15	earlier (7) 31:4;32:18;44:11; 60:3;100:25;105:20,22	ended (2) 92:11,14	example (1) 35:3	failed (1) 92:15
dissatisfied (2) 88:18;106:11	early (6) 7:15;9:9,22;27:14; 33:14;55:19	ends (4) 15:9;27:14;31:22; 33:23	Excellence (2) 39:15,20	failing (1) 92:17
disturbing (1) 74:21	Eastern (2) 35:22;36:3	enforcement (1) 52:3	except (2) 5:5;87:17	Fair (9) 17:1,22;27:19;29:3; 31:23;41:22;42:24; 47:15;48:22
division (8) 9:14,25;10:19;16:5; 18:17;81:14;107:12,14	EEOC (1) 23:25	engaged (1) 52:22	Excuse (2) 89:4;96:1	fall (8) 11:24;15:20,24;16:2; 22:14;23:10;24:20; 59:6
document (8) 30:1,5,10,16,18; 48:11;81:10;85:25	effective (1) 12:2	engaging (1) 104:25	executive (14) 10:11,16;11:2,14,17, 23;12:15,17;16:11; 17:24;20:2;25:19; 31:12;71:9	familiar (7) 52:1;65:21;86:9; 95:5,9;96:7,25
documents (9) 13:25;20:3,7,8,22; 23:20;34:25;95:11; 96:5	effort (1) 62:22	English (2) 57:17,22	exercise (1) 19:7	Fanning (3) 98:12,18,20
done (15) 5:7;26:25;31:6;32:2; 41:20;66:19;67:25; 71:19;85:23;89:7; 90:16;93:6,19;96:14; 104:1	eight (1) 24:21	enough (3) 17:1,22;107:5	exercising (1) 19:2	far (7) 33:4;35:3;42:16; 43:21;54:3;97:8; 101:13
doubt (3) 89:11;92:10,13	either (9) 7:15;8:20;15:14; 19:16;38:2;40:22,24; 41:6;67:15	ensure (1) 71:1	Exhibit (40) 37:1,3;39:13;42:1,4, 6;48:2,5;58:7;60:17, 21;63:3;64:11,23;77:6, 9;80:4,18,21,22;82:15; 86:12,15;92:4;94:3,5, 11,14;96:8,10,20;97:1, 3,18;98:8,10;99:10,12; 100:23,24	fast (1) 63:18
down (9) 39:4,15;56:11,21; 59:20;63:19;67:4;68:3, 5	elderly (1) 101:20	entirety (1) 68:4	existence (1) 82:19	federal (1) 5:4
dozen (1) 5:21	electd (3) 65:7;88:9;89:18	entitled (1) 29:17	exists (2) 30:5,16	feel (1) 56:3
DR (4) 77:16,22,25;78:5	eleven (2) 5:25;8:2	entity (1) 107:3	expect (3) 54:19,22;60:12	fellow (1) 39:8
drive (8) 26:23;31:23;32:12, 17;33:9;34:15;35:6; 54:7	Elijah (3) 99:14,17;100:20	entries (1) 100:10	expectation (1) 51:10	female (6) 21:20,23;24:22;45:6; 56:18,19
driven (1) 26:25	else (5) 25:16;71:14;81:18; 86:23;93:7	equipment (1) 40:20	expected (1) 59:16	females (2) 44:15,16
driving (4) 35:10;68:15;83:13; 92:8	email (1) 97:22	establishment (3) 48:25;49:25;53:6	experience (1) 17:13	few (2) 72:21;76:21
DRs (1) 78:6	e-mail (14) 42:7;77:11;78:4,11, 25;82:15;94:6,19; 95:13;96:11;97:4; 98:12;99:14,16	ethic (1) 49:10	experienced (1) 39:21	field (1) 37:10
duly (1) 5:13	e-mailed (1) 97:21	ethnic (1) 87:17	explain (1) 88:17	file (32) 20:1;25:12;36:6,7,9; 37:14;38:16;39:2,13; 45:12;67:11,13,20,23; 76:9,11,18;78:17,21, 23;80:10;84:18,22; 90:7,9;91:11;93:17; 95:4,6,11,12;96:23
during (5) 35:20;41:21;49:3; 53:8;70:16	e-mails (3) 76:24;77:2;96:22	ethnicity (1) 46:6	explained (1) 73:20	filed (11) 23:25;24:5;43:4; 66:10;70:8,17;88:3; 104:18,21;107:11,13
	employee (12) 18:19;21:16,17,20, 23;22:22,24;23:14; 24:22;65:13;88:11; 105:6	evening (1) 51:10	explanation (1) 107:25	
	employees (5)	eventually (1) 10:19	expressed (1) 70:15	
		everyone (5) 44:3;55:23;63:22; 93:7;108:14	extension (1) 11:9	
		evidence (5)	extremely (1)	

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

files (1) 66:15 filing (1) 71:16 filled (7) 37:17,18;38:1,8,19; 40:3;76:4 fills (1) 37:23 final (11) 12:18;15:19;18:18; 19:12,21;20:4;25:21; 35:20;65:11,11;67:22 Finally (1) 15:18 find (3) 30:18;98:2;105:4 fine (2) 14:11;88:11 finish (2) 77:17;89:5 fire (7) 19:8,25;20:13;25:10; 36:18,20;101:21 fired (7) 75:20;87:7,13,19,25; 105:16,18 firing (2) 38:6;95:15 first (22) 5:13;9:9;10:17; 12:21;15:14;35:14,15; 37:16,22;38:17;39:3; 14:40:1;42:11,18; 55:18,20;59:17;75:24; 81:22,22;83:7 five (1) 26:15 flip (1) 48:14 focus (1) 24:17 folks (1) 72:24 follow (2) 15:21;33:24 followed (4) 55:1;62:25;71:3; 91:7 Following (1) 52:10 follows (1) 5:14 follow-up (3) 25:12;44:10;107:19 food (2) 29:15;103:7 forget (1) 97:22 form (21) 5:6;19:11;21:3; 22:18;37:9;51:18;57:6; 77:4;82:18;85:13;	90:14;94:1,10,11,18; 95:3,8,20;104:15; 105:1,9 formal (5) 66:22;71:22;72:4,6; 73:8 former (2) 79:9,22 forms (1) 67:15 Forsyth (24) 26:4,8,10,20,23;27:3, 7,14,16,22;28:13,18; 29:17,21;30:2,8,11; 31:6,8;32:18,25;92:11, 14,24 forth (1) 28:23 forward (3) 19:22;20:5;25:23 forwarded (1) 15:18 founded (2) 15:4,12 four (4) 8:2,3;43:18;51:7 four-and-a-half (1) 63:15 FRAILS (22) 5:9;21:3;22:18;44:4; 51:18;57:5;61:9;64:18; 77:4;85:13;89:4;90:14, 19;93:8;95:20;104:15; 105:1,9;106:8;107:16; 108:6,11 Friday (4) 42:8;43:17;92:18,22 friend (2) 20:17;22:17 friends (5) 7:21,22;10:7;23:3; 79:20 front (3) 23:21;67:5;90:12 full (9) 27:10,11;29:11; 51:10;59:23;61:7,17; 62:13;65:2 fully (2) 60:13;62:23 further (5) 14:19;88:20;107:16; 108:3,12	55:7;63:3;76:2,5; 77:1 general (2) 38:13;44:15 gentleman (1) 35:22 Georgia (6) 26:4;52:2,10;92:11, 14,24 Gilbert (9) 48:18,24;49:22;53:2, 13;54:18,23;55:7;56:5 Gilbert's (1) 107:20 given (8) 17:16;30:7;31:13; 40:20;47:20;49:1; 58:21;94:3 Glen (1) 16:5 glitches (1) 64:17 goes (4) 13:23;15:13;63:18; 81:17 good (7) 5:17;7:21,22;8:16; 40:13;81:5;93:8 grocery (4) 29:19;30:3,9;103:19 group (2) 49:2;87:17 guess (5) 14:20;28:12;63:7; 93:3;105:6 guy (1) 20:9 gym (1) 103:22	hard (1) 13:8 harsh (1) 87:10 head (8) 6:16;8:17,21,25; 16:5;18:15;61:6;62:8 hear (3) 45:25;63:25;69:24 heard (4) 26:7;31:25;54:12; 104:3 hearing (15) 46:2;63:10;93:16; 94:12,16,20,22;95:18; 96:6;97:9,12;98:3,23; 99:1;102:9 hearsay (1) 57:8 held (1) 66:14 Hey (2) 20:8,9 higher-ranking (1) 56:13 highest (2) 6:24;7:2 highlighted (3) 86:22;87:1,21 highlighting (1) 86:19 highly (1) 49:15 himself (5) 38:24;39:11;55:22; 56:14;91:15 hire (1) 106:22 hired (7) 35:15,20,22,25; 77:16,16;79:2 history (1) 74:6 hit (1) 27:21 hold (1) 62:6 holding (2) 61:5;62:7 home (17) 31:20,23;32:5,13,18, 21;33:9;34:6,7,10,10, 16;35:6,10;83:14;92:8; 103:20 homicide (2) 7:3;17:16 honest (1) 38:24 honestly (1) 37:17 hostage (1) 66:15 hosts (1)	53:21 hour (3) 35:4;93:4;96:19 hours (6) 32:19;49:3;50:7; 51:11;82:19;91:10 hundred (1) 5:23
I				
				idea (3) 54:3;91:6;100:19 identifiable (1) 87:5 identification (10) 37:2;42:2;48:3;77:7; 80:19;86:13;96:9;97:2; 98:9;99:11 identify (5) 21:11;88:22;89:9; 102:22;105:15 identity (1) 45:11 important (3) 18:24;78:16;85:6 inappropriate (2) 23:14;44:14 incident (6) 57:1;68:8;99:16; 100:24;101:20,25 incidents (1) 102:3 includes (1) 26:3 incorrect (1) 87:8 increase (1) 40:20 independent (1) 66:12 independently (1) 67:20 individual (1) 45:5 individuals (7) 15:22;33:13;44:23; 46:14,17;47:9;98:1 information (17) 17:15;19:16;66:3,7, 20;67:24;71:20;79:6; 81:14,20;82:3;84:13, 16;85:2;93:18;97:11, 15 informed (2) 61:6;62:12 initially (1) 40:16 initiated (3) 17:4;71:8;82:20 input (1) 59:11 inquire (2)

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

<p>20:6,7 inquiry (1) 42:14 insensitive (1) 54:14 inside (1) 53:6 insolent (1) 87:10 instance (1) 57:14 instances (5) 60:23;69:3;102:14, 23;104:20 instead (1) 68:6 instituted (1) 105:20 instructed (3) 68:18,24;102:12 Integrity (2) 38:18,23 intentionally (1) 74:8 interesting (2) 34:13;79:4 interfered (1) 7:12 interference (1) 46:1 internal (58) 9:13;10:18;12:10,11, 13,20;13:4,6,11,12,16, 21;14:7;15:3,10,23; 16:2,10,14;17:3;18:2, 15;20:8;22:13,20;23:9; 25:9;42:20,22;44:20; 45:12,15;54:22;62:23, 25;63:4;66:6,17,20; 68:18;71:21;72:3,5,23; 73:6,8;76:3,6;77:22; 81:14;83:19;85:22; 86:4,8;91:25;92:5; 107:12,14 interpret (1) 43:24 interrogatories (1) 102:21 interview (19) 35:20;54:23;66:24; 67:7;72:4,6,17,24;73:8, 12,14;74:3,15,16,22; 76:8,15;77:15;89:1 interviewed (3) 63:4;68:17;79:5 interviewing (4) 68:16;80:1;84:15; 85:11 into (28) 6:9;10:11;15:9; 25:20;33:14,17;41:5; 55:11;57:9;59:11; 63:13,16;67:24;68:9;</p>	<p>70:23;71:2,4,25;72:21; 75:16;76:9,21;82:19; 90:4;93:18,23;98:15; 102:19 investigate (1) 74:7 investigated (8) 40:10;54:20;60:14; 62:23;90:1;91:19,23, 25 investigating (2) 18:7;40:6 investigation (31) 12:13,14,16,19; 13:23;14:1,8,10;15:1,3, 7;16:25;20:16,24;25:3, 11;48:8;55:11;63:1; 66:7,12,13,17;68:4; 70:16,23;71:1;76:3; 82:20;90:7;91:10 investigations (15) 8:10,12;9:4,5,7,23, 24;10:6,18,20,23;11:7, 9;12:21,25 investigative (3) 17:13;74:6,10 investigator (3) 12:14;44:20;90:4 investigator/sergeant (1) 7:3 investigators (2) 33:13;63:4 involved (3) 8:16;12:21;15:22 involvement (3) 11:1;12:8,9 involving (4) 20:19;21:16;65:18; 100:24 Iraq (2) 35:23;36:5 Ismael (106) 12:23;18:9;23:25; 24:9;33:17;35:14; 37:10;38:11,22,24; 39:8,9,19,20;40:6; 42:14,23;43:4,7,15,18; 46:9;47:25;48:24; 49:10;50:1,2;53:10; 54:11,12,15;55:19; 56:14,24;57:23;58:2, 10;59:6,22;61:5,6; 62:2,3,6,8,10,10,12,15; 65:18;66:1,4,10,21; 68:1,20;69:9,10,13,15; 70:8,23;71:2,7,10,22; 72:4,6;73:8,13;77:14; 78:14;79:1;81:15; 82:25;83:8,19;84:4,10, 13;85:7;86:3;88:3; 90:8,9;91:14;92:6; 93:20;95:15,19;96:15, 23;97:9,11,16;98:2,6,</p>	<p>13;99:8;100:5,21,24; 101:5;105:17,25;107:8 Ismael's (18) 18:7;20:16;24:10; 45:15;46:3,6,12,14; 47:10,18;48:8;54:11; 58:18;63:10;91:9; 92:13;96:23;100:1 issue (1) 28:1 issued (2) 23:8;77:2 issues (1) 100:9 it' (1) 59:24 item (4) 37:16;38:18;39:4,15 J January (1) 6:20 Jenkins (64) 7:5,20,23;8:8,14,17; 12:22;16:15;18:8; 20:17,24;21:10,16; 22:10,14,17,23,25; 23:4,7;24:5,8,16,18,20; 25:3;43:19;44:12,18, 24;45:3,16;46:4,5,13; 47:24;48:9;49:24;50:3, 6;51:9;53:3;54:10,12; 55:11;56:13;57:2,15; 58:17,21;59:1,11,15; 61:7,16,23;62:13; 70:17;71:10;90:12,20; 106:15,18;108:8 Jenkins's (1) 58:24 jeopardize (1) 58:13 Jimmy (3) 42:7;79:12,13 job (14) 41:2;49:17,18;53:4, 5,9;66:5,25;68:13,16; 72:18;75:24;89:1,16 Johnson (3) 97:6,18;98:6 Jordan (2) 55:17;56:18 July (1) 99:17 K Keep (5) 14:11;27:21;28:5; 106:11;108:8 keeps (1) 41:12 KENDRICK (3)</p>	<p>64:13;69:13,16 kept (4) 12:24;100:17; 107:21;108:7 KERTSCHER (48) 5:2,10,16;7:11;21:8; 22:20,24;23:2;37:3; 42:3;44:1,7;48:4; 51:20;57:11;61:11; 63:13,21,24;64:3,9,20; 69:22;77:8;80:20; 85:17;86:14;89:6; 90:16,20;93:2,9,13; 94:5;95:23;96:10;97:3; 98:10;99:12;104:19; 105:4,11;106:2,5; 107:18;108:3,12,16 kicked (1) 59:12 killed (1) 35:11 Kimberly (1) 16:6 kind (8) 6:13;8:14;12:8; 27:21;52:24;54:19; 55:11;80:1 knew (9) 11:5;36:2;41:7;66:9; 70:8;75:6;79:1;85:11; 101:24 knowledge (2) 101:24;107:24 known (5) 6:22;7:4;9:2,21;10:1 L lack (1) 17:10 lady (1) 20:19 language (3) 57:22;87:10,16 large (1) 53:21 last (16) 8:2;11:22;23:17; 24:16;26:12;28:16,22; 48:14;58:6;60:16,17, 20,20;61:1;83:7;103:3 late (4) 7:15;50:7;55:22; 59:15 later (2) 9:12;72:15 law (3) 52:2,2;104:22 lawsuit (6) 24:4,5,7,10;55:2,4 lawyers (2) 34:14;55:3 leadership (15)</p>	<p>10:11,16;11:2,10,14, 17,24;12:15,17;16:11; 17:25;20:2;25:19; 31:12;49:10 leading (1) 49:2 learn (4) 39:21;72:24;82:25; 83:2 learned (1) 73:1 least (1) 5:21 leave (2) 67:11;76:18 leaves (1) 89:11 leaving (1) 39:11 Lee (3) 16:6,7;44:21 Lee's (1) 45:12 left (7) 10:21;11:11;72:9; 75:7;92:11,14,24 lengthy (1) 78:9 less (7) 13:10;26:15,17,19; 43:8;50:19;96:19 letters (3) 46:14,20;47:10 level (1) 53:9 levied (1) 22:16 lies (1) 65:15 Lieutenant (64) 7:5,20,23;8:8,14,17; 9:14,17;11:8;12:22; 14:6;16:6,8,15,19; 18:8;20:17;21:10,16; 22:10,14,17,23,24; 23:4,7,22;25:3;43:19; 44:12,17,24;45:3,16; 46:4,5,13;48:9;49:24; 50:3,6;51:9;53:3; 54:10,12;55:11;56:12; 57:2,15;58:17,21,24; 59:1,11,15;61:23; 98:18;99:19,20,23,25; 100:8,13;106:18 lieutenants (3) 19:20;62:19;89:21 likely (3) 18:13,14,16 limited (1) 13:14 limiting (1) 13:13 line (3)</p>
--	--	---	--	---

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

61:10;81:22;98:13 line-of-duty (1) 34:12 list (1) 41:13 little (5) 19:4;25:24;41:24; 43:8;102:19 live (1) 56:7 lived (1) 35:3 lives (2) 35:4,5 local (1) 103:12 log (1) 28:5 logic (1) 89:19 logical (1) 28:13 long (9) 6:22;7:4;8:7;9:2,21; 27:3,13;31:18;50:15 longer (1) 11:17 look (21) 14:2;36:21,22;37:3; 42:3,10;47:20;48:4; 70:18,21;74:10;76:9; 77:8,9;80:20;86:15; 94:5;96:10;97:3;98:10; 99:12 looked (8) 15:9;41:5;68:4; 75:16;82:15;89:6;90:4; 97:15 looking (3) 86:17;95:10;98:11 looks (1) 82:18 losing (1) 6:13 lot (5) 8:6;9:8;13:12;33:11; 53:8 Lt (1) 97:20	15:15 male (1) 56:18 management (1) 101:7 manager (1) 50:14 manner (8) 56:14;85:20;87:1,5, 23;88:5;91:15,21 manual (4) 30:20,24,25;31:1 many (19) 5:20,22;13:4,6,17; 17:7;19:12;26:6,13; 35:9,21;51:1;52:2; 53:21;60:23;104:12, 17,20,24 March (1) 35:17 marked (13) 37:2;42:2;48:3; 68:24;77:7;80:19; 86:13;96:9;97:2;98:9; 99:11;102:13,25 Marshall's (1) 107:4 math (3) 7:18;10:3;43:10 matrix (4) 86:5,7;88:6;92:5 matter (2) 69:5;102:17 may (7) 10:12;25:20;55:7; 69:11;96:2;99:3,3 maybe (7) 8:2;9:6;67:25;68:8; 74:7,8;93:19 McCarty (34) 9:3,17;16:6,19;18:6; 42:7,13,15,19;43:21; 48:7;79:20;82:10; 83:18,24;84:10,13,16; 85:3,10;86:23;90:4,6; 94:7,15,19;95:18; 97:21;98:12,22,25; 99:6,15;100:19 McCarty's (1) 48:15 McCLAIN-HAYMON (10) 64:15;65:1,5,9,16,21, 25;68:21;69:8,11 mean (5) 13:24,25;53:20;56:3; 99:4 means (1) 75:10 meet (2) 35:14,19 member (1) 49:17 members (7)	11:13;39:10;47:2; 53:21;64:13;69:11,17 memory (2) 22:5;46:24 mentioned (1) 105:20 merged (2) 6:8;7:14 message (2) 7:7,12 met (3) 7:13;8:9;9:9 Middle (5) 35:22;36:3;59:20; 86:19,25 might (4) 17:10;34:14;54:13; 97:19 mileage (1) 29:1 military (1) 36:5 mine (1) 74:18 minute (3) 13:3,20;100:23 minutes (9) 23:5;35:6;50:7; 63:15;72:21;76:21; 93:4,10,23 missing (1) 51:11 mission (1) 31:7 missions (1) 29:18 misspeak (1) 24:8 mistake (1) 99:3 mistaken (1) 16:4 moment (2) 72:25;106:5 Monday (3) 72:12,13;73:2 month (4) 12:3;67:25;68:8; 93:19 months (2) 40:17;55:8 more (17) 12:9;13:10;17:21; 18:14,16;19:4;20:20; 26:15,16,17,18,19; 35:4,5;41:24;50:19; 56:6 morning (2) 5:17;105:22 most (3) 23:13;56:22;59:15 movie (3) 29:19;30:4,9	moving (3) 19:22;20:5;25:23 much (6) 17:19,21;58:3,11; 69:20;108:13 multiple (2) 22:12;50:5 Muslim (2) 36:1,2 Myself (2) 11:3,18 mystery (1) 96:5 N name (6) 10:12;17:9;25:5; 44:22;45:8;65:2 named (1) 55:17 narrow (1) 13:8 nature (2) 14:20;17:18 necessary (1) 87:18 need (2) 15:2;31:6 negatively (3) 88:14,16;89:17 neither (1) 81:18 new (1) 14:15 next (24) 38:18;39:4,15;49:9, 15,23;50:5;51:9;54:9; 56:11;58:1;60:16,20; 62:11;66:19;67:13; 71:20;72:11;80:10,13; 83:17;84:4,12;85:2 nice (1) 108:14 night (1) 31:7 nine (2) 24:21;82:22 none (3) 69:19;107:15;108:10 normal (5) 12:25;33:21;45:17; 62:25;71:3 notes (3) 97:8;98:5,13 November (14) 63:11;65:8;94:2,8, 12,15,19,25;95:14; 96:12;97:5;98:13; 99:14;100:21 number (18) 13:9,15;26:7,9;37:1; 42:1;48:2;77:6;79:9,	22;80:8,18;81:9;86:12; 96:8;97:1;98:8;99:10 numerous (2) 17:17;54:10 O oath (2) 44:8;93:14 object (12) 21:3;22:18;51:18; 57:5;61:9;77:4;85:13; 90:14;95:20;104:15; 105:1,9 objection (3) 57:7,10;90:17 objections (1) 5:5 obligation (1) 53:19 occasion (2) 64:16;65:17 occasions (3) 20:10;50:5;54:10 occur (1) 23:16 occurred (3) 23:19;69:3;102:15 occurrence (1) 85:9 October (1) 55:19 odd (2) 73:17;74:1 off (11) 15:2;26:1;33:11; 34:7;59:12;60:22;87:4, 22;101:6;103:23;106:6 off-duty (2) 49:2;55:20 offense (1) 88:4 offensive (1) 56:24 offer (1) 67:15 office (45) 6:9,10,12,17,19; 7:14;9:5;14:7,13;32:2, 8,14;33:4,8,15,18;35:6; 37:9;50:22;65:10; 81:14,16;82:25;84:14; 85:4;86:21;87:24;88:8, 13,14,17;89:9,13,16, 17,20,24;90:23;91:2, 16,22;92:2;100:9; 102:22;107:4 officer (16) 14:8;18:20;31:18; 49:24;55:21;56:13,23; 87:3,5,9,15,23;88:23; 104:12,21,24 officers (38)
M				
ma'am (4) 65:14,20;69:2,10 Madam (2) 63:17;64:10 maintain (1) 87:6 major (2) 10:23;11:7 majors (1) 19:20 makes (1)				

12:10;12;13;11;13, 14;17;17;14;3;24;17:5; 25:25;26:1;27:2,6; 28:4;10;17;29:8;30:2, 7;31:5;12;17;33:22; 34:1;24;35:9;41:13; 46:18;47:4;49:2;51:2; 52:6;53:15;68:22; 87:11;102:11;104:8	others (1) 31:11	100:8;13,20	52:11;66:15;88:18; 89:14	6:7;49:2;87:5,18; 104:8
official (2) 88:9;89:18	otherwise (1) 7:23	parking (1) 53:8	personal (12) 27:1;28:24;29:18,20, 21;30:12,17;31:7; 68:25;69:7;96:17; 102:13	policies (3) 30:11;91:24;92:7
off-site (9) 25:25;28:5,11,12; 29:5,9;31:16;32:2;92:8	ought (1) 91:18	part (16) 7:22;10:12;11:17; 12:25;20:11;36:2; 38:15;39:1;42:18; 43:17;68:22;69:21; 74:20;75:19,19;102:11	personnel (23) 36:7,9;38:16;39:2, 13;63:9;93:16;94:12, 16,20;95:4,6,7,11,12, 18;96:6,23;97:11;98:2, 22,25;102:8	policy (6) 27:17;69:5,6;91:20; 102:17;105:21
often (4) 7:22;17:3;103:6,10	out (17) 28:5;33:14;37:17,18, 24;38:1,9,19;39:13; 40:3;54:13;55:23;76:4; 95:3,7;101:19;105:4	Partain (5) 10:21,24;11:3,5,11	persons (1) 45:2	posed (1) 102:10
okaythus (1) 42:16	outcome (2) 24:23;25:2	parters (1) 8:10	person's (2) 45:11;95:12	position (8) 11:23;45:8;61:16; 65:6;84:15;88:19; 99:18,22
Once (4) 12:16;67:6;76:14; 103:23	outside (3) 7:24;8:4;53:7	particular (4) 45:4;73:7;83:23; 92:3	phone (9) 17:4,8,9,11,14,17,23; 71:8;83:5	positive (1) 53:4
one (40) 9:19;12:12,21,22; 19:10,15;22:3,8;23:21; 24:21;25:18;26:6;37:5; 40:23;43:3,14;45:1,4; 46:18,18;47:4;52:5,21; 56:25;57:13,17;62:17, 18;67:16;71:9;79:12; 89:20;90:10;96:16; 101:13,24;104:12,20, 24;107:19	over (26) 6:11;7:3,20;10:5,23, 24;11:7,8;15:17;19:21, 23,24;26:7;28:8;30:2; 34:4;47:12;50:3,14; 57:25;61:6;62:8;79:10; 91:10;103:7,11	parties (1) 100:8	pick (1) 73:7	possibilities (1) 74:11
one-year (2) 11:9,12	overheard (1) 107:8	partnered (2) 7:25;8:6	picked (1) 73:11	possibility (2) 61:5;62:7
only (8) 22:3;25:12;28:13; 31:8;37:13;42:10;43:3; 101:24	oversaw (1) 63:10	partners (3) 8:5;7;10:6	place (3) 47:13;67:10;76:18	possible (4) 23:20;70:22;71:6,16
opened (1) 55:10	oversee (1) 49:3	passed (3) 15:17;19:18;67:19	placed (2) 50:3;67:21	Possibly (2) 35:19;66:4
operating (1) 85:4	oversees (2) 16:8;58:24	Patrick (3) 11:4,16,19	plain (1) 88:21	posted (1) 14:11
operation (1) 37:10	own (2) 25:11;101:14	patrol (23) 9:14;26:23;28:17; 29:17;30:3,9,11,16; 31:9,19;33:22;34:1,17; 35:10;68:24;96:16; 102:13,25;103:7,11,15, 20,23	Plaintiff's (12) 37:1;42:1;48:2; 64:11,23;77:6;80:18; 86:12;96:8;97:1;98:8; 99:10	potential (2) 60:2;104:13
operations (5) 6:17;8:18,19;9:8; 11:9	owner (5) 51:15;60:7;106:17, 21,25	patrolling (1) 33:22	plan (2) 11:5,10	potentially (1) 52:5
opinion (1) 25:20	owner/manager (1) 48:19	Paul (1) 97:6	planned (1) 74:8	powers (1) 108:1
opportunity (2) 14:19;19:15	P	pay (5) 29:11;40:20;51:10; 68:10;90:21	play (4) 63:13,16,25;64:9	practice (1) 52:17
opposed (1) 53:7	page (13) 38:2;40:4;42:11; 48:17;55:16;58:1,5,6; 60:17,20;86:20,25; 94:14	payment (5) 59:22;61:7,17;62:12; 89:21	played (7) 64:12,24;70:12; 71:25;72:20;76:20; 102:18	prepared (3) 48:7;81:19;82:8
optics (2) 70:16,19	pages (1) 48:15	pays (1) 29:3	please (8) 5:11;15:25;19:5; 65:2;80:21;94:6;96:11; 108:17	present (3) 11:18;55:24;59:24
option (1) 106:25	paid (15) 27:7,10;29:8;34:15, 19,20,22,24;35:4,5; 51:10;52:6,11;59:23; 106:15	peers (2) 38:12,25	pleased (1) 55:21	presentation (1) 69:21
oral (3) 66:24;72:17;74:22	paperwork (1) 15:10	penalty (2) 20:12;101:4	pm (14) 77:13,21;78:13; 81:15;82:16;84:6; 93:11,12;94:8;96:13; 97:5;98:14;99:14; 108:18	presented (4) 20:3,7;25:13;91:11
orientation (2) 68:23;102:11	paragraph (16) 54:9;55:18;56:11,21; 58:6;59:14,18,20; 60:17,20,22,25;61:2; 81:22;83:7,17	people (11) 16:1;17:9;28:20,21; 29:20;33:15;60:8,10; 89:1;101:20;102:24	point (16) 30:1,6,10,14;36:8, 10;41:6;42:20;43:7; 67:3,6,14;68:19;76:14; 77:20;78:13	previously (14) 37:2;42:2;48:3; 66:25;72:18;77:7; 80:19;86:13;96:9;97:2; 98:9;99:11;101:1; 102:25
originally (1) 35:23	park (1) 55:24	performance (8) 36:9,11,14,15;37:9, 13;38:23;87:4	Police (5)	Prior (33) 6:3;8:4;19:13,19; 20:15,16,23,23;21:14, 19;22:5,14,20;23:9; 24:18,20;34:23;38:5; 67:25;68:8,17,23; 75:10,12,14;93:19; 94:1,10,11,18;99:16; 101:24;102:11
	Parker (8) 97:20,22;99:7,15,17;	person (11) 14:13;18:7;21:11; 25:5;38:22;45:1,9;		private (11) 46:8,11,17;47:8; 56:4,7;60:13;88:22; 90:13;106:9;107:3
				Probably (3)

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

7:6;9:22;28:13 probation (4) 40:8;68:2,7;93:21 procedures (1) 13:1 proceed (2) 66:6,16 process (9) 11:12;18:1;24:6; 33:24;35:20;62:25; 71:3;78:10;95:9 processes (2) 12:25;45:17 produced (1) 86:18 profane (1) 87:10 profession (1) 44:16 professionalism (3) 39:20;53:9,14 professionally (2) 49:19;56:14 progresses (1) 12:14 progressive (2) 19:11;105:21 promote (3) 8:17,21;10:15 promoted (3) 8:10;9:23,24 promoting (1) 10:10 proposed (3) 67:17;68:1;93:20 protocol (1) 85:22 proven (1) 89:25 provide (2) 30:22;106:23 provided (3) 19:17;86:20;102:23 provides (2) 49:10;50:23 providing (1) 50:16 public (5) 38:13;47:3;53:15,22; 61:22 purposes (1) 5:4 push (1) 93:6 put (10) 10:22;17:9;25:20; 41:1,8;57:9;59:5;62:6; 82:2;92:3 putting (2) 41:10;57:8	qualify (1) 27:15 quote (2) 30:23;31:2 R race (2) 46:6;87:17 racial (1) 104:25 racially-related (1) 104:13 racist (2) 54:14;56:25 Rahn (17) 16:5,8;18:14;29:24; 77:11,21;78:1;79:1; 80:5;94:8;96:12,14; 97:5,6,10,21,23 range (1) 105:18 rank (2) 6:24;7:2 rat (1) 104:9 reach (1) 74:23 reached (2) 72:7,8 read (14) 19:20;36:8,10;43:24; 52:24;55:1,6;57:3; 62:5;78:3;81:10;82:1; 93:22;107:20 reading (7) 25:21;36:13;62:1; 77:10;81:21;98:15; 108:19 ready (1) 77:17 really (1) 102:1 rear (1) 25:1 reask (1) 47:2 reason (23) 37:14,20;38:15;39:1, 12,23;42:25;49:6,12, 20;50:8;53:11;55:25; 56:15;57:12,19;58:14; 61:13;75:20;82:20; 88:2;90:24;91:13 reasonable (1) 13:15 reasons (3) 54:16;65:22;96:16 recall (21) 22:16;23:5;25:4; 40:11;44:17;47:21,23; 63:7;72:14;73:3,5; 78:24;82:13,17;83:3,6;	99:2;102:18;103:18; 104:17;105:10 receive (7) 18:3;25:9;61:7,17; 62:12;84:16;101:7 received (11) 17:16,23;24:6;66:3, 20;67:23;68:10;71:20; 81:14;84:13;93:17 recent (1) 23:13 recess (3) 44:5;64:7;93:11 recollection (2) 48:16;63:15 recommendation (20) 8:19,24;12:19;15:15, 16;19:16,17,18;20:4; 25:10,17,22;44:21; 81:2;84:20,24;86:4; 91:12;101:3,6 recommended (3) 19:20;101:4,9 record (18) 41:15;48:6;57:9,10; 63:14,16;65:3;71:25; 72:21;76:21;77:11,23; 90:18;93:23;98:15; 99:4;102:19;106:6 recording (2) 7:7,11 recourse (1) 106:16 RECROSS-EXAMINATION (1) 107:17 REDIRECT (1) 108:5 reduce (1) 101:9 reduced (4) 68:3,5;101:4,5 refecting (1) 88:16 refer (2) 57:15;104:6 reference (4) 36:17,18;69:4; 102:16 referring (4) 17:5;70:20;94:11; 97:23 reflect (8) 87:24;88:7;89:12,23; 90:22;91:1,15,21 reflects (2) 88:13;89:16 refresh (1) 63:14 refreshes (1) 48:16 regarding (6) 46:6;48:7;52:19; 99:16;107:1,10	regret (1) 59:24 regularly (1) 52:18 reimbursed (2) 28:25;29:1 relation (1) 82:14 relationship (4) 7:20;9:16;10:4; 79:21 released (6) 30:7;31:17;32:11,25; 83:13;92:7 relevant (2) 36:19,22 rely (1) 25:19 remark (1) 57:16 remarks (4) 54:14;56:25;58:2,10 remember (46) 8:22;20:15,21,23; 21:2,6,14,15,18,22,24, 25;22:3,5;23:2,8,12; 24:2,12,19,21,23,24; 25:2,5;36:13;44:22; 45:8,19;46:19,21,24; 47:15,17,18;70:11; 71:24;72:20;73:4; 76:10,20;80:9;84:22; 93:22;105:7,21 removed (1) 101:20 Repeat (6) 15:25;19:4;23:1; 28:15;46:10;94:17 repeatedly (1) 53:6 replied (2) 58:3,11 report (23) 12:17;25:20,21; 27:20;32:1;37:9,18,21; 48:7,15;67:9;76:16; 77:24,25;80:6,7,15; 81:10,19;82:9,12; 83:19;92:4 reported (3) 50:6;91:7;104:13 REPORTER (8) 7:8;37:5;42:4;63:17, 20;64:10,19;108:15 reports (2) 16:10;87:18 represent (8) 42:6;48:6;86:17; 94:6;96:11;97:4;98:11; 99:13 request (1) 68:5 requested (2)	95:22;96:3 required (4) 27:20;28:4;106:11, 22 requirement (5) 32:1,3,6;33:16;108:8 reserve (1) 5:5 resignation (1) 12:1 resigning (1) 11:16 resolved (1) 100:9 respect (4) 37:17;38:8,12;49:9 respond (2) 78:8,11 responding (1) 42:14 response (3) 63:8;78:10;100:7 responsibilities (1) 53:5 responsibility (5) 19:3,8;49:1,16;56:3 responsible (2) 10:10;49:17 responsiveness (1) 5:6 restated (1) 69:6 restaurant (3) 29:19;30:3,8 result (2) 23:9;40:7 resulted (1) 23:15 retaliatory (5) 70:21,23;71:1,7,16 retire (1) 11:6 retired (1) 10:25 retiring (2) 12:4,6 return (1) 32:5 returned (1) 68:15 review (12) 19:13,15,19;20:2; 65:17;66:22;67:12,22; 71:22;76:19;78:9,9 reviewed (14) 20:2;36:10,15;43:4; 67:13,20;76:9;78:17; 80:10;81:19;84:19,23; 90:7;91:11 reviewing (1) 76:11 reviews (1) 15:14
Q				

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

Richard (3) 5:3,12;65:4	rules (1) 5:4	96:5,11,19,20	7:14;9:5;15:24;17:24; 32:1,7,14;33:4,8,18; 37:9;39:5,16,24;40:6; 13;41:2,22;50:16,22; 54:4,7;56:4,8;65:10; 79:14,17,23,24;81:2; 13,16;82:25;84:14; 85:4;87:22,24;88:8,13, 14,17;89:9,13,16,17, 20,24;90:23;91:2,16, 22;102:22;104:1; 107:21	solve (1) 96:4
Richmond (49) 5:25;6:4,16,23;7:14; 15:24;17:24;32:1,7,14; 33:8,18,23;37:8;39:5, 24;40:13;41:1,21; 50:15,22;51:1;56:8; 65:8,10;67:7;68:17; 73:13;75:5,7;76:14; 79:9,14,23;81:13; 82:24;83:9;85:4;88:23; 91:4;102:22;104:1; 106:23;107:1,4,5,21, 25;108:7	runs (1) 27:11	sentence (12) 42:19;43:17;49:23; 50:5;51:9;59:17;61:1; 62:11;72:16;83:7; 84:12;85:2	shift (13) 33:23;34:2,2,4; 37:11;50:6;51:11;53:8; 59:15;103:7,11,20,23	somebody (2) 13:24,25
right (138) 6:1,25;7:16,19;8:3,7, 25;9:13;11:13,21; 12:20;14:16,18,20,24; 15:1,20;16:16,20;17:1; 18:6,18;19:6,23;20:13; 21:13,25;23:7;25:8,16, 17,24;26:13,22;27:4,8, 11;28:14;29:12,23; 30:23,25;31:3,11,21; 32:11,17,19,22;33:3,9, 16;34:3,8;35:9,13,18, 21;36:8;38:8;40:24; 43:9,16,19;44:1;45:6, 14,17,20;46:16;47:1; 48:4,14;52:24;53:19; 54:6,9,19,20;55:2,4,16; 56:11;57:23;60:8; 61:20;63:24;64:3,5,20; 67:5;69:22;70:4;71:14, 18;72:2,7;73:6;75:13, 21;77:20;78:4;79:12, 19,22;80:9,20;81:5; 82:1,11,24;85:12,25; 88:2,7;89:12;90:3,11, 19;91:19;92:20,23; 93:3,9,94:16,23;95:10, 13;96:6,20;100:2; 101:7,14,17;102:1; 104:10,19;105:13	S	separate (1) 34:15	show (3) 35:1;59:16;87:16	someone (15) 18:1;19:8,25;20:13; 25:10;35:3,4;39:5; 59:12;72:5;78:17; 86:23;87:21;95:6; 103:3
road (1) 9:14	safely (1) 55:23	September (21) 16:16;18:10;33:19; 40:7,14;42:8;43:1,17; 45:21;48:13,18;77:12; 81:15,23;83:18;87:7; 92:11,14;95:14;96:24; 97:16	shown (2) 38:24;49:16	someones (1) 95:11
role (4) 10:22;11:8,11;58:19	same (15) 9:6;15:18;18:7; 22:11;23:7;53:9;59:22; 60:9;72:16;73:12;80:4, 7,14;84:12;89:19	Sergeant (23) 9:3,11;16:6,7;18:6; 42:7,13,19;44:21; 45:12;48:7,15;75:5; 82:10;83:24;85:10; 86:23;94:7,15,19; 95:18;99:15;100:19	shows (5) 38:11,22;39:21; 88:18;94:9	sometime (1) 23:19
room (2) 95:4,7	sand (1) 57:16	seriously (2) 18:22;49:18	side (1) 41:2	sometimes (3) 27:13,13;28:20
roughly (1) 7:17	satisfactory (1) 101:12	serve (1) 6:3	sign (4) 15:2;82:11;86:2; 95:8	soon (4) 75:5;83:20;84:1; 90:17
rounds (1) 53:7	satisfied (1) 49:16	served (3) 6:10,23;36:4	signature (4) 38:2;40:3;48:22; 80:22	SOP (6) 30:22;85:19,21;86:3; 92:3,3
Roundtree (21) 5:3,12,17;44:7; 64:25;65:4,4,7,14,20, 24;66:2;68:21;69:2,8, 14,18,20,25;93:13; 107:19	satisfy (1) 25:16	service (1) 24:6	signed (5) 38:3;80:6;81:10; 85:25;95:3	sorry (14) 6:13;24:9;27:24; 45:23;51:4;55:14;57:3; 58:4;70:12;76:25; 85:18;89:6;92:12; 102:5
rule (1) 80:1	saw (1) 48:16	services (6) 10:24;52:12,19,22; 55:14;60:2	signing (1) 108:19	sound (5) 16:16;35:17;45:20; 63:25;64:4
	saying (6) 6:14;23:19;46:23,23; 52:10;89:8	set (2) 74:16;85:10	sign-out (1) 95:3	sounds (2) 16:17;33:11
	scenario (1) 75:9	seven (2) 98:14,21	Silence (1) 104:4	speak (1) 57:17
	schedule (2) 32:24;33:2	Several (4) 5:23;7:25;44:14; 45:1	similar (1) 105:17	speaking (2) 21:11;57:7
	school (2) 6:11,16	Sgt (3) 83:18;84:13;85:3	sit (1) 105:15	special (12) 41:2,7,10,12;49:2; 50:3;51:16;53:16; 55:21;56:24;106:19; 108:9
	screen (4) 37:4,6;63:21,22	share (3) 37:4;40:2;63:21	site (3) 26:1,3;108:1	special-duty (1) 50:14
	second (6) 43:16;56:21;57:22; 59:14,18;72:24	sheet (1) 27:21	sitting (4) 23:18;47:11;53:7; 67:5	specials (1) 106:10
	section (2) 30:24;87:1	Sheriff (49) 5:3,17,25;6:3,12,18, 25;8:1,4;9:19,19; 10:19;12:7;18:25; 19:11;27:20;35:12; 37:10;44:7;51:21; 53:20;57:12;61:12; 64:15,25;65:4,7,9,14, 17,20,24;66:2;68:21; 69:2,8,14,15,18,20,25; 88:10;89:4;93:13; 104:14;105:12;106:9; 107:19	signed (5) 38:3;80:6;81:10; 85:25;95:3	specific (20) 12:9;17:20;19:5; 20:20;21:1,5,6,9,17,19; 22:1,7,11;23:23;30:6; 33:23;34:21;41:24; 47:18;56:6
	security (10) 6:16;49:3,18;50:16, 23;106:23;107:1,3,5,21	Sheriff's (61) 6:4,9,10,12,17,19,24;	size (1) 25:1	specially (7) 13:13;18:19;20:18; 28:22;30:10;104:20; 105:19
	seeing (6) 19:19;37:22;38:17; 39:3,14;40:1		socialize (1) 7:23	specifics (1) 17:15
	seemed (3) 60:18;61:4;62:7		sole (1) 59:3	spoke (2) 56:23;99:7
	seems (3) 60:6;62:1,14		solely (2) 58:23;65:15	spoken (2) 53:4;54:15
	selection (2) 59:2,5			spring (1)
	send (6) 26:6,8;63:17;97:7,8; 98:22			
	sending (1) 96:22			
	sends (1) 13:25			
	sent (16) 12:17;26:1;42:7; 78:25;93:25;94:15,18, 24;95:16,21,22,23;			

Ismael v.
Roundtree, et al.

Richard Roundtree
December 8, 2023

24:18 staff (1) 25:10 standing (1) 40:13 standpoint (1) 41:20 stands (1) 77:23 start (3) 12:8;14:9;64:20 started (2) 6:7;97:5 starts (1) 60:22 state (3) 65:2;77:10;99:4 stated (2) 59:21;71:19 statement (36) 37:14;41:22;43:1,11; 47:3;48:18,20,22;49:4; 7,9,13;50:9,11,13; 53:18;54:24;55:17; 56:1,12,16,22;57:13; 20;61:13,18,20,21,21; 62:2,15,18,20;69:1; 84:4;100:5 statements (12) 39:13,23;46:8,12; 47:8,20,22;49:21; 53:12;54:17;58:15; 63:3 states (1) 83:7 status (2) 15:19;39:10 statute (4) 52:2,10,13,18 stayed (1) 55:22 staying (1) 53:5 Steve (3) 97:22,24;98:12 stick (1) 26:22 still (9) 14:3;20:20;39:11; 44:8;66:13;83:9;88:22; 93:14;99:23 stop (2) 40:2;103:19 stopped (1) 69:22 stopping (1) 101:21 stops (1) 39:9 store (5) 29:19;30:3,9;103:12, 19 straight (1)	85:12 strike (4) 15:21;79:4,6;85:18 subject (2) 66:16;98:13 subjective (2) 41:23;62:9 submit (2) 67:11;76:18 submitted (1) 47:8 subordinate (4) 87:12;89:22;90:12, 21 subpart (3) 87:9,15,21 subsequent (5) 15:16;23:14;68:14, 16;76:8 succession (1) 11:5 suggested (1) 15:13 Sunday (1) 51:7 superior (1) 87:11 supervised (1) 49:25 supervisor (9) 16:9;32:10;37:23; 38:3,5;41:18;53:10; 100:1;107:9 supervisors (3) 19:13;38:12,25 supplement (1) 107:4 support (2) 46:12;85:15 supported (2) 76:23;77:2 suppose (1) 12:23 supposed (4) 31:5,9,18;34:5 suppression (1) 8:1 supression (2) 8:5,9 sure (18) 16:1;19:2,6,7;22:24; 30:21;36:2;41:11,15; 46:1;47:16;58:6;62:22; 92:21;95:19;96:2; 99:23;100:3 suspension (5) 40:8;68:10;93:21; 101:5,12 SWAT (18) 8:15,17,21,25;40:16, 17,21;58:13,18,19,22, 25;59:1,3,6,10,12; 61:16	swear (1) 5:11 switched (1) 10:18 sworn (1) 5:13 T talk (11) 20:9;22:17;25:24; 28:16;30:15;33:21; 38:5;43:5;47:24;88:25; 105:8 talked (2) 29:23;84:10 talking (9) 14:3;21:17;44:11; 53:19;77:17,22;94:1; 100:14;101:17 talks (2) 13:24;59:14 tape (5) 70:6;71:19;76:14; 93:17;102:9 tardy (1) 50:6 task (1) 53:5 taught (2) 74:7,10 team (30) 8:1,5,15,17;10:11, 16;11:2,14,18,24; 12:15;16:11;17:25; 20:2;31:12;39:10; 40:17,17,21;49:18; 58:13,18,19,22,25; 59:3,6,10,12;71:9 team's (1) 25:19 Teamwork (1) 39:4 telling (1) 24:15 temper (1) 87:6 Ten (3) 13:15;26:17;93:10 tends (1) 87:16 ten-minute (1) 54:7 tenure (1) 41:21 term (1) 104:3 terminate (4) 18:19;65:12;66:1; 68:20 terminated (8) 90:8;91:14;92:15,19, 24;96:15;97:16;106:19	termination (19) 63:10;67:18,21; 77:17;78:1,5,6;80:6,7, 15;81:3;82:12,18; 84:19,23;85:7;92:4; 105:25;106:20 terrorist (2) 54:13;57:15 testified (19) 5:13,22;23:3;32:4; 62:15;70:6;72:15; 74:20;75:19,23;76:11, 13;80:10;93:16;97:7; 99:4;100:25;102:8; 107:20 testify (56) 16:17;17:11;18:3,11; 26:9;27:23,25;28:22; 31:10;32:15;33:20,25; 37:25;40:9,19,22;41:4; 43:20,23;47:5;50:25; 51:3,5;53:17;61:18; 73:10,15,24;80:17; 82:7;83:25;84:3,11,17; 86:24;89:8;91:8;92:9; 94:4;97:13,17;98:7,24, 25;99:9;100:15,22; 103:2,5,9,13,21,24; 104:2,23;105:3 testimony (30) 6:23;18:12;23:5; 31:3,13,25;34:24;55:7; 57:9;63:9,14,16;64:11, 21,23;69:23,24;70:5, 11;71:18,24;72:20; 76:20,23;77:1;87:18; 93:22;94:12;102:18; 105:22 theater (3) 29:19;30:4,9 theft (11) 51:12,17,20;52:5,12, 15,19,22;55:12,14;60:2 theft-by-taking (2) 51:23;52:1 Thereabout (1) 32:20 thereafter (3) 66:20;71:20;72:12 thinking (1) 62:10 third (1) 48:17 thirty (1) 93:23 thoroughly (4) 54:20;91:19,23,24 though (6) 23:23;27:17;54:11; 60:9;71:7;90:25 thought (1) 101:12 threatened (3)	59:22;90:12,21 threatening (1) 89:22 three (8) 8:2,3;48:15;50:20; 68:2,6;93:21;101:5 throughout (2) 5:7;55:24 Thursday (1) 51:7 thus (3) 34:10;43:21;58:18 times (11) 5:20,22;7:25;8:2,3; 10:8;25:11;26:13,19, 24;104:24 today (5) 5:5;47:15;65:19; 102:19;105:15 together (5) 8:15;10:7;57:1,14; 98:1 told (18) 46:3,7,11,22;47:7; 62:10;66:5,11;67:8; 72:3,5,13;74:15;75:5; 76:15;90:3,10;104:7 tomorrow (1) 97:9 took (4) 28:20;67:24;93:18; 101:6 top (1) 58:6 topic (1) 31:13 totality (1) 88:4 toward (3) 44:15;49:16;107:7 towards (2) 56:4,25 tracks (3) 43:10;45:22;80:8 traffic (1) 39:9 trained (1) 92:6 training (60) 25:25;26:1,3,8,11,20, 24;27:3,7,11,13,14,22; 28:1,5,8,11,12,18,19; 29:6,9,16;30:2,6,8,13, 15,20,21,24,25;31:1,6, 15,16,17,22;32:2,9,12, 16,25;33:14;61:8; 62:13;68:23;74:6;83:8, 13;92:7,8,10,13,15,16, 19,24;101:22;102:11 transcript (1) 108:16 transpired (2) 67:9;76:17
---	---	--	---	---

Ismael v.
Roundtree, et al.Richard Roundtree
December 8, 2023

transportation (1) 31:8 travel (2) 28:11,23 traveling (1) 29:5 tried (3) 66:21;71:21;72:3 troops (1) 36:5 troublesome (1) 56:23 true (40) 11:24;23:4;26:1,4; 27:14,22;40:14;41:6; 50:24;57:22;58:17,19; 22:61;18,20,21;62:21; 66:18;68:22;69:1;70:2; 73:16,18;78:20;79:10; 80:7,16;84:9;90:22,24; 91:1,3;93:25;102:10; 103:6,8,10,14,22; 106:15 trustworthy (1) 38:25 truth (1) 50:8 truthfulness (1) 61:13 try (2) 57:3;84:5 trying (6) 22:4;74:22;97:10; 98:5,21;99:7 Tuesday (3) 72:12,13;83:17 turn (2) 55:16;57:25 Turning (1) 71:18 two (21) 8:11;10:21;11:22; 12:20;23:17;24:16; 27:5;28:17,22;40:17; 43:8;47:12;60:8,10; 68:3,6,10;101:6,12; 102:1,3 two-and-a-half (2) 8:11;32:19 two-minute (1) 64:4 type (2) 32:16;53:14 typed (2) 48:20,21 typed-up (1) 56:22 types (1) 60:12 typically (10) 13:6,17;14:6;28:17; 32:24;33:2,10,24;34:1; 37:23	U ultimate (2) 20:12;68:19 ultimately (1) 67:21 unable (1) 63:18 uncomfortable (2) 58:3,11 under (9) 5:4;38:8;41:14;44:8; 49:1,25;52:2;87:13; 93:14 Understood (2) 57:11;66:11 undertake (1) 70:25 unfound (1) 15:11 unfounded (3) 15:5,7,9 uniform (5) 66:5;68:12;87:4; 89:10,15 units (1) 68:25 unless (1) 62:10 unpaid (1) 35:10 unsigned (2) 46:20,22 up (21) 7:18,25;8:6;11:4; 12:17;19:18;59:16; 67:8,11;76:16,19;78:4; 7:80;16;85:10;93:19; 98:19,21;99:6,7; 106:13 upon (9) 87:24;88:8;89:12,20, 23;90:22;91:2,15,22 Urban (15) 41:3,10;46:25;47:9; 48:19,25;50:13,17,23; 51:2;53:20;54:1;57:1, 14;106:10 use (13) 30:12,17;68:24;69:7; 86:2,5,7;87:9,15; 88:19;102:12;107:1,3 used (7) 9:4;30:12,17;48:5; 68:12;69:7;79:14 using (3) 61:16;96:16;102:25 usually (3) 15:7;29:15;33:1	vague (1) 17:18 value (1) 17:21 valued (1) 49:17 vehicle (18) 27:1;28:21,24;29:21; 68:12,16;69:6;74:25; 75:4,8,21;77:15;85:5, 12;88:12;89:10,15; 96:16 vehicles (4) 28:21;30:12,17; 88:22 verbal (2) 14:15;15:8 verbatim (1) 86:11 verified (2) 17:20;67:2 verify (3) 66:7,22;71:22 via (1) 94:18 video (7) 63:22;64:9,17;69:23; 101:12,14,16 view (1) 91:19 violated (1) 86:3 violating (1) 104:21 violation (2) 68:11;85:19 violent (3) 9:25;10:8;87:10 voicemail (1) 72:9	27:4,5;31:18;32:3, 12;51:1,7;71:10 weekend (1) 108:14 weeks (2) 27:5;91:7 welcome (1) 42:9 weren't (3) 71:6;83:12;93:25 what's (6) 33:24;42:11;43:13; 56:3;86:7;100:20 whatsoever (1) 108:10 whereas (1) 19:12 whistle (1) 104:25 whistleblower (1) 105:8 whistleblowers (1) 104:12 whole (2) 9:8;27:7 whose (2) 59:8;81:1 William (3) 16:6;48:18;82:10 willing (1) 88:19 withdraw (2) 44:22;99:5 within (2) 11:23;23:17 without (1) 68:10 witness (14) 5:11;7:9;21:5;22:22; 23:1;63:23;64:2;85:15; 95:21;104:17;105:3, 10;106:4;108:20 witnessed (3) 46:17;54:10,14 witnesses (2) 20:7;63:3 witnessing (1) 47:3 woman (1) 55:17 word (4) 6:14;81:3,19;82:4 work (34) 7:24;8:4,13;9:4; 11:20;27:8;29:6;32:24; 33:3,14,17;34:1,10,19, 20,22,25;35:7;38:23; 39:20;49:10;51:2;52:6, 11;53:15;61:17;79:14; 88:11;89:11,22;90:22; 102:12;106:10,16 workday (3) 33:1,6,21	worked (11) 7:16;9:5,6,9;10:7; 17:16;41:7;46:25; 49:24;51:23;91:3 worker (1) 49:9 workers' (1) 34:13 working (6) 16:2;55:20;57:1,14; 68:23;89:2 works (1) 41:11 write (4) 43:21;67:8;76:16; 93:19 writes (1) 87:15 write-up (1) 67:25 written (11) 47:3,6,7,9,18,19; 54:23;63:3;80:16; 82:16;94:23 wrong (2) 57:3;82:1 wrote (25) 38:11,22;39:8,19; 42:15;46:12,14;48:24; 49:15;53:2;55:18; 57:25;60:18;61:4;78:1; 80:24;81:3,19;83:17; 96:14;97:6,7;98:18; 100:4,8 Wylds (5) 42:7,15;67:3;79:12, 13
				Y y'all (1) 83:1 year (5) 13:7;26:7;49:1;55:8; 100:25 years (28) 5:25;7:17,20;8:2,11; 9:12;10:1,5,21;11:22; 17:16;23:17;24:16,21; 26:12;27:16;28:17,22; 43:8;47:12;50:20;52:2; 103:16;104:7,11,14; 105:12,18 you-all (1) 63:25
W wage (2) 51:12;55:11 wait (2) 57:5,5 waived (1) 108:20 Wall (1) 104:3 wants (1) 88:11 Watch (2) 54:13;101:13 watching (1) 101:11 way (12) 13:5;17:25;19:3; 28:13;34:7;40:23; 50:15;55:21;59:9;84:5; 101:22;103:20 week (8)	V	W	Y	Z
zone (11) 33:23;37:10;39:11; 41:16;97:20;99:19,20, 23,24,25;100:17 Zoom (2)	V	W	Y	Z

Ismael v.
Roundtree, et al.Richard Roundtree
December 8, 2023

7:7;89:7	12-hour (2) 34:2,4	42:8	93:4	
0	12-months (1) 68:6	24th (2) 43:1,17	4th (1) 94:12	
04 (1) 9:6	15 (3) 26:19,22,24	25 (3) 7:17,20;103:16	5	
1	15-minute (1) 93:5	26 (6) 94:5,11,14;96:20; 100:23,24	5:00 (1) 31:22	
1 (2) 6:20;94:14	17 (1) 81:15	27 (3) 40:14;96:8,10	5c (1) 37:11	
1:03 (1) 97:5	17th (10) 33:19;75:25;76:5; 81:23;82:22;83:1; 92:11,14,19,25	27th (7) 12:23;17:25;18:10; 40:7;72:13;73:2;83:5	6	
1:03:43 (1) 70:6	19 (2) 48:18;99:17	28 (1) 83:18	6:00 (1) 99:14	
1:04:42 (1) 71:19	1993 (1) 6:8	28th (10) 72:13;77:12,20;80:4; 81:6;82:12,22;87:7; 96:24;97:16	7	
1:05:24 (1) 76:13	2	3	7 (3) 97:20;99:20,25	
1:06:22 (1) 93:17	2 (1) 50:7	3 (8) 48:2,5;58:7;60:17, 21;63:3;94:8;98:13	7:00 (1) 31:7	
1:07 (1) 96:13	2:00 (1) 31:22	3:00 (1) 81:15	8	
1:07:40 (1) 102:9	20 (2) 9:12;27:16	3:18 (1) 98:14	80 (1) 26:7	
1:08:32 (1) 64:12	2000 (1) 8:10	3:30 (1) 26:12;64:11,23; 104:7,11	8-hour (2) 33:22;34:2	
1:30 (1) 93:6	2000s (2) 9:10,22	30 (5) 26:12;64:11,23; 104:7,11	9	
10 (4) 13:10;17:16;23:5; 35:6	2001 (1) 9:24	30-year (1) 26:18	9/28/2021 (1) 80:24	
10:36 (1) 44:5	2002 (1) 9:24	31 (3) 80:18,21,22	96 (4) 6:8,10,24;7:15	
10:49 (1) 44:6	2003 (1) 9:6	31st (1) 12:3	97 (6) 7:6,9,13,15,25;8:9	
10:15 (1) 50:7	2009 (3) 6:11,15,25	32 (3) 86:12,15;92:4		
10-minute (1) 44:2	2013 (6) 6:12,17,20;8:1;9:19; 10:17	33 (3) 42:1,4,6		
11:00 (1) 83:18	2020 (2) 35:17;65:8	35 (3) 97:1,3,18		
11:21 (1) 64:7	2021 (24) 11:24;15:20,24;16:3, 16;20:23;22:10,14; 23:10,19;24:18,20; 33:19;40:14;42:8; 48:13,18;59:6;63:11; 77:13;81:15;83:18; 99:17;100:25	36 (4) 82:19;91:10;98:8,10		
11:24 (1) 64:8	2023 (5) 9:12;23:18,19;47:11; 50:23	37 (2) 99:10,12		
11:54 (1) 84:12	20th (3) 16:16;45:21;48:13	39 (3) 37:1,3;39:13		
12 (3) 104:14;105:12,18	21 (6) 10:1;43:1;77:6,9; 80:4;82:15	3rd (8) 94:15,19,25;95:14; 96:12;97:5;99:14; 100:21		
12:00 (1) 84:6	21st (1) 81:25	4		
12:05 (1) 93:11	24 (1)	4.4 (5) 85:20;86:3,9;87:1; 88:3		
12:14 (1) 93:12		4.4.1 (2) 87:3,13		
12:21 (4) 77:13,21;78:13; 82:16		45 (1)		
12:47 (1) 94:8				
12:48 (1) 108:18				